

JOURNAL
OF THE
House of Representatives
OF THE
STATE OF ALABAMA
REGULAR SESSION
OF 1971

HELD IN THE CITY OF MONTGOMERY
COMMENCING TUESDAY, MAY 4, 1971



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**JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF ALABAMA
REGULAR SESSION OF 1971**

THIRTY-THIRD DAY

House of Representatives
Montgomery, Alabama
Thursday, September 2, 1971

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by the Reverend Chris Doss, Member of the House of Representatives, from Birmingham, Alabama.

ROLL CALL

On a call of the roll of the House, the following members answered to their names:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Culver	Jones (E)	Reynolds
Adwell	Dill	Jones (F)	Roberts
Agee	Doss	King	Robertson
Baker	Downing	Kinsey	St. John
Bank	Drake	Lang	Slate
Barkett	Easters	Lutz	Smith (K)
Bassett	Edwards	McBride	Smith (P)
Benton	Ellis	McCluskey	Snell
Boles	Erdreich	McCorquodale	Stewart
Boutwell	Falkenburg	McDonald	Stokes
Bowers	Fite	Manley	Straiton
Brassell	Flippo	Mathews	Stubbs
Burgess	Gafford	May	Taylor
Callahan	Gloor	Meeks	Therrell
Carnes	Goodwin	Merrill	Turner
Carter	Grainger	Mims	Turnham
Casey	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

A quorum was present.

REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the thirty-second legislative day and finds the same to be correct.

TOM DRAKE,
Chairman.

On motion of Mr. Gloor, the reading at length of the Journal of the House for the thirty-second legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the thirty-second legislative day was approved.

RESOLUTION

The following resolution was introduced:

By Rules Committee:

H. R. 198. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES That the following business in the order named be made special paramount and continuing order of business, for the 33rd Legislative Day, taking precedence over any other business of the House.

1. Report of Standing Committees.
2. Introduction of Bills and Resolutions.
3. Adoption of resolutions of sympathy, commendation, and congratulations from the preceding day.
4. Uncontested Local Bills.

5. Senate Messages.

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UNCONTESTED GENERAL BILLS

On motion of Mr. Drake, the rules were suspended and the resolution was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1985. To amend Subsection L of Section 214, Title 26, Chapter 4, Code of Alabama 1940, as last amended by Act No. 88, 1971 Regular Session of the Alabama Legislature, relating to denial or reduction of unemployment compensation benefits for receipt of training allowances.

Also:

H. 82. To provide for the display of a distinctive warning device on certain vehicles, farm tractors, implements of husbandry, and special mobile equipment, and to prescribe the design, style, position and use of such device, and to provide a penalty for any violation of the requirements of this Act.

Also:

H. 1073. For the relief of Vera Waldrop, making an appropriation of Mental Health Department Funds from the State Treasury to compensate her for personal injuries suffered while she was engaged in the performance of assigned duties as an attendant at Partlow School of the Alabama Mental Health Department.

Also:

H. 111. To authorize county or city boards of education to grant certain leaves to teachers.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

I am directed by the Senate to request the House to return to the Senate for further consideration the bill:

H. 2243. To alter, rearrange, and extend the boundary lines of the corporate limits of the City of Arab in Marshall County; to limit the Sanitary Sewer Board of the City of Arab from operating within the annexed area; and to establish the effective date of the act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The House acceded to the request of the Senate for the return of the bill, H. 2243, to the Senate for further consideration.

And said bill was forthwith returned to the Senate.

BILLS ON SECOND READING

Mr. Mathews, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 164. To amend further Section 388 of Title 51, Code of Alabama 1940, which relates to exemptions from the state income tax on individuals; so as to include retirement and disability pay of members of the Armed Forces of the United States; and to provide that this act shall be given retro-active effect to December 31, 1969.

Mr. Mathews, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 1129. (With Amendment): To further provide for the enforcement of laws pertaining to drug control: to create and establish in the Office of the Attorney General of Alabama a division to be known as the Division of Narcotics and Dangerous Drugs: to provide for the powers, duty and authority of the Attorney General as the chief officer of said division: to authorize the employment, under the merit system, of adequate personnel and the acquisition of all necessary supplies and equipment: to provide for the powers of investigation, search, seizure and arrest and to confer the powers of a deputy sheriff upon the personnel and such other persons engaged in the en-

forcement of the laws of this State pertaining to narcotics, dangerous drugs and other controlled substances: to authorize the Attorney General, upon consent of the sheriffs in each of the several counties in Alabama and the chiefs of police in each city in this State, to engage the services of the deputies, police or other peace officers for the purposes of enforcing the narcotics and dangerous drug laws of this State: to authorize the Attorney General in his discretion and with the consent of the officer or official in charge of any department, agency, bureau or institution of the State of Alabama to request and be granted the services of any law enforcement personnel, police, wardens or other law officer to assist in the enforcement of this act: and assign any of said law enforcement personnel to duties in any of the counties of the State for the purpose of enforcing said laws: to provide for the expenses of such persons while engaged in services to the Attorney General for the purpose of enforcing the provisions of this act: to make an appropriation for the maintenance and operation of such division and to provide for the acceptance of any gifts, grants, funds or equipment from the Federal government or any other source: to repeal all laws in conflict herewith and to provide for an effective date for this act.

Mr. Mathews, Chairman of the Standing Committee on Ways and Means reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 2242. To provide for an increase in salary for all capitol security officers, patrolmen, night watchmen and guards; to provide for an increase in salary for the Chief of Capitol Security and to make available all necessary equipment for the performance of their duties.

H. 2851. Relating to property taxation; to make it the duty of and to give the power and authority to the tax assessors and boards of equalization of each county in this state to equalize, value and assess in accordance with law all property in their respective counties; for the purpose of funding a program of equalizing property taxes, to authorize the governing bodies of counties in this state to make temporary loans in anticipation of the collection of taxes; to amend section 131, Title 51, Code of Alabama 1940 relating to the powers and duties of the department of revenue; and to repeal sections 132, 133, 134 and 135, Title 51, Code of Alabama 1940, all relating to the valuation and assessment of property subject to taxation.

H. 2871. To amend Act No. 74, Acts of Alabama, Special Session 1961, approved September 15, 1961, which provides for a Judicial Conference for the State of Alabama; to prescribe the membership thereof, their duties, terms of office, and compensation.

S. 481. Further amending Act No. 47, Special Session 1961 (Acts 1961, p. 1904) now appearing in Alabama Code, Recomplied 1958, as Title 51, Section 12 (2); providing exemptions from taxation and licensing of certain charitable, religious, or civic organizations.

Mr. Pruitt, Chairman of the Standing Committee on Banking, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 726. To repeal subsection (2) of Section 14 of Act No. 374, General Acts of Alabama, Regular Session 1959, known as the Alabama Small Loan Act.

S. 729. To regulate the use of insurance in connection with the loan or forbearance of money, and to authorize the Superintendent of Banks to make rules and regulations relating thereto.

Mr. McDonald, Chairman of the Standing Committee on Commerce and Transportation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 2643. (With Amendment): To be known as the "Alabama Occupational Safety and Health Act" the general purpose of which is to prevent accidents and occupational diseases; to create the Occupational Safety and Health Commission; to vest enforcement and administration of this Act in said Commission; to authorize the Commission to employ an Executive Director and other personnel; to authorize said Executive Director to make certain contracts deemed necessary by him and approved by the Commission; to set out the powers and duties of the Commission and its Executive Director; to authorize the Executive Director to take action to eliminate any clear and immediate threat to safety and health; to provide for appeals from orders of the Executive Director; to set penalties for violations; to authorize inspections and investigations by the Executive Director; to authorize the making of rules and regulations and the granting of variances therefrom by the Commission; to authorize the appointment of a State Safety Engineer; to allow employers to require physical examinations of employees; to provide for transfer of functions and funds from other State departments; to authorize compliance with the Federal Occupational Safety and Health Act of 1970; to exempt mines and mining from the operation of this Act; and to provide for the appropriation of funds to the Commission.

Mr. Gloor, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

H. 1218. (With Amendment): To provide for and fix the salaries of members of the Commission or Board of Commissioners (including the president of such Commission or Board) of each city in the State of Alabama having a population of not less than 33,600 nor more than 36,000 inhabitants according to the last federal census, or which shall hereafter have such population according to any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries: to provide further, that in such municipalities which own and operate light and power systems, and municipal water systems, one or either of them, that the president of such Commission shall be and act and be constituted as the supervisor thereof and shall be responsible for the planning, supervising and financing thereof: to fix his duties and to provide and fix the salaries, to fix the time and regulate the mode of payment thereof, to be paid the president of such Commission for his services as such supervisor out of the funds of such municipal light and power system, and municipal water system, one or either of them: to provide when the Act shall become effective.

Mr. Gloor, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

H. 2861. Relating to counties having populations of 600,000 or more; to authorize and make provisions for the organization and incorporation of Airport, Industrial Park, and Airport and Industrial Park Authorities as non-profit public corporations for the promotion of aviation and the development and promotion of industry and commerce in such counties; to provide for the procedure, manner and conditions of organization and incorporation; to provide for the contents, execution and recording of certificates of incorporation; to provide that any such corporation shall be governed by a board of directors and to prescribe the number, terms, and manner of appointment of its members; to prescribe the powers of such Authorities, including the right to exercise the powers of eminent domain and certain zoning powers; to provide for the financing of such Authorities and to require certain local funding as a prerequisite to incorporation; to authorize the issuance of revenue bonds, to specify the provisions thereof, to pledge certain revenues for their retirement and to authorize the refunding of said bonds; to exempt such bonds from all taxation; to provide for cooperation with political subdivisions, public corporations and agencies of this State; to authorize political subdivisions to invest in bonds of the Authority and to make such bonds legal investments for fiduciaries, savings bonds and insurance companies; to authorize the Authority to accept and expend federal and state moneys or funds from public or private sources for the purposes of this act; to exempt such Authorities from certain restrictions with respect to construction and purchasing contracts and zoning regulations; to require such Authorities to be audited annually; and to provide for the dissolution of any such Authority and the disposition of its property.

Mr. Collins, Chairman of the Standing Committee on Local Legislation No. 3, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 2763. Relating to counties having a population of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census; to provide that any fireman employed by any municipality in such a county may live anywhere within the county so long as he is able to at all times reach the place of his employment within thirty minutes from the time he receives a call to report to duty.

H. 2825. To amend Act No. 581, 1967 Regular Session of the Legislature to apply only in counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census, providing for appointment by the district attorney of a special medical assistant to aid him in the performance of his duties, and providing for payment of the compensation of such assistant from the general funds of the county.

H. 2639. To amend further Act No. 345 S. 291, Regular Session 1955, an act applying only in counties having populations not less than 300,000 nor more than 500,000 and providing for a domestic relations division of the Circuit Court of any such county.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 2855. Relating to Madison County; to provide that the corporate authorities of any city therein, and the Board of Commissioners, may each establish within the city, or within the county, ambulance service; and that the

corporate authorities of any city and the Board of Commissioners may unite in the establishment of such service, making it common for the use of the city and of the county.

H. 2863. To amend Act No. 323, H. 828, 1959 Regular Session, pertaining to exemption of medical research facilities from building and zoning restrictions and other regulations in counties having a population of not less than 125,000 nor more than 225,000 according to the most recent federal decennial census so as to make the same applicable only to counties having populations of not less than 150,000 and not more than 180,000 according to the last or any subsequent decennial census.

H. 2864. To amend Act No. 591, H. 972, 1965 Regular Session, pertaining to probate recording systems in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census, so as to make the same apply only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any federal decennial census.

H. 2865. To amend the title and Section 1 of Act 203, H. 169, 1966 Ex. Sess., pertaining to an expense allowance for circuit court judges in counties having a population of not less than 150,000 nor more than 300,000, according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000, and to counties having a population of not less than 300,000 nor more than 600,000, according to the last or any subsequent federal decennial census.

H. 2866. To amend the title and Section 1 of Act No. 428, H. 933, of the 1961 Regular Session, pertaining to the establishment of a personnel system in counties having a population of not less than 150,000 nor more than 300,000 and for municipalities in such counties having a population of 5,000 or more people, according to the last or any federal decennial census, so as to make the same applicable only to counties having a population of not more than 150,000 nor less than 180,000 according to the last or any federal decennial census.

H. 2867. To amend the Title and Section 1 of Act 25, H. 47, 1962 Ex. Sess., p. 36, applying to the payment of benefits when employee is disabled or killed in counties having a population of 150,000 nor more than 300,000 according to the last or the 1960 or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

H. 2868. To amend the title and Section 1 of Act No. 416, H. 917, 1955 Regular Session, approved September 9, 1955, pertaining to employees pensions in counties having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

H. 2869. To amend the title and Section 1 of Act No. 321, S. 344, 1955 Regular Session, approved August 30, 1955, pertaining to pensions or retiring allowance plan for employees in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census so as to make the same applicable only to

counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent decennial census.

H. 2870. To amend the title and Section 1 of Act No. 794, H. 1384, of the 1961 Regular Session, pertaining to the coroner in counties having a population of not less than 150,000 nor more than 300,000 according to the most recent federal decennial census, so as to make the same applicable only to counties having a population of 150,000 nor more than 180,000 according to the last or any federal decennial census.

Mr. Bassett, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

H. 2366. To amend Section 2 of Act No. 247, Acts of Alabama 1965, page 357, an Act to provide a Personnel Appeals Board for Shelby County, so as to further define the term "Employee" within the purview of such Act; and to specify that the name of the Shelby County governing body in said Act shall be, "Shelby County Commission."

H. 2648. To authorize counties having a population of not less than 45,500 nor more than 52,000, according to the most recent federal decennial census, to have such counties pay all expenses incurred by the Circuit Court Clerks and Registers in their respective State organizations.

H. 2806. Relating to counties having populations of not less than 49,000 nor more than 51,000, according to the most recent federal decennial census; fixing the fee for issuance of pistol permits by the sheriff and providing for distribution and use of such fees.

H. 2837. Relating to the City of Florence, to declare the public policy of the city in regard to the extension of the zoning authority of that city by this Act, and to extend, alter, and rearrange certain of the boundaries of the zoning authority of the City of Florence so as to include within that authority a certain designated area.

H. 2838. Relating to Lauderdale County; prohibiting any municipality or agency thereof from requiring that facilities for the use of utility services be installed by persons licensed by the municipality.

H. 2839. To prohibit the City of Florence, or any agency thereof, from collecting outside the corporate limits of said city any permit fees, inspection fees or other fees with respect to the enforcement of any building code provision; to provide that building code provisions may be enforced within the police jurisdiction of said city, but to limit the collection of all fees and charges therefor to the area within the corporate limits of the City of Florence.

H. 2840. Relating to Lauderdale County; to amend Section 19 of Act No. 27, H. 102, First Special Session 1964 (Acts 1964, p. 47), which Act abolishes the Lauderdale County Inferior Court and establishes in lieu thereof the Lauderdale County Court, by providing further for the manner of taking appeals from judgments of said county court to the circuit clerk.

H. 2841. Relating to Lauderdale County; to provide for the Lauderdale County Commission to grant an exclusive franchise to private haulers of solid waste.

H. 2842. Relating to Lauderdale County; to prescribe the fee which may be charged by the Judge of Probate for celebrating the rites of matrimony and authorizing him to retain such fee for his personal use.

H. 2843. To establish the "Municipal Court of the City of Florence, Alabama" which shall be subject to Chapter 12, Title 37, Code of Alabama 1940, (recompiled 1958) as last amended, except that no fine in excess of \$500.00 shall be assessed, and to abolish other courts of the City of Florence exercising the functions conferred upon said Municipal Court.

H. 2844. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

H. 2846. Relating to law enforcement in Sumter County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in a fund; creating a fund to be designated as the Sheriff's Fund and providing for the use of such fund.

H. 2847. Relating to all counties having populations of not less than 15,400 nor more than 15,625, according to the most recent federal decennial census; providing for the manner of payment of the salaries of the sheriff and certain deputies in such counties.

H. 2848. Relating to all counties having population of not less than 41,750 nor more than 45,000; providing for compensation or salary of the register of the circuit courts of such counties.

H. 2849. To apply only in counties having populations of not less than 41,750 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

H. 2850. To further amend Act No. 101, H. 112, Special Session 1966, as last amended, an Act regulating and providing for the payment of the compensation of certain deputies of the sheriff of Lawrence County.

H. 2856. To amend further Section 7 of Act No. 66, H. 105, Second Special Session 1963 (Acts 1963, p. 228), an act levying sales and use taxes in Cullman County and providing for the ascertainment, collection, payment, distribution and use of the proceeds, so as to further provide, for the use of the proceeds of such taxes.

H. 2860. To provide that the deputy sheriffs' salaries shall be the same as that of the Alabama State Troopers in all counties having populations of not less than 57,000 nor more than 61,000, and that the county commission in such counties shall furnish not less than 10 deputy sheriffs.

S. 308. To further amend Section 257, Title 13, Code of Alabama 1940, as amended, which fixes the compensation of the deputy district attorney of certain counties.

S. 772. To apply only in counties in the state having a population of not less than 110,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting center at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting

center; and to provide election officers for each voting center designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

S. 775. Relating to counties having populations of not less than 110,000 nor more than 150,000 inhabitants; authorizing the county governing body to pay the premiums on the official bonds of certain county employees.

S. 782. To regulate the compensation payable by the county to the stenographic secretary of the district attorney of any circuit in this state composed of one county having a population of not less than 110,000 nor more than 150,000.

S. 789. To provide and providing that in all counties in Alabama whose population is not less than 110,000 people and not more than 150,000 people according to the 1970 or any subsequent Federal decennial census where probation is now authorized or provided for by law and a person has plead guilty to, or has been adjudged guilty of crime, Circuit Courts in such Counties shall have and are hereby given the right, power and authority to defer adjudging defendant guilty and imposition of sentence in such cases and may place such person on probation pending imposition of sentence; that when sentence is imposed such Circuit Courts may determine what part of such sentence shall be served and what part of such sentence such person shall be placed on probation and such Circuit Courts may suspend any part of such sentence and place such person on probation for the first part, last part or any intermediate part of such sentence, or upon motion of defendant may set aside such plea of guilty or verdict of guilty and grant a new trial, and further regulating probations and proceedings in Circuit Courts in such Counties.

S. 953. Relating to Marshall County; to require the use of voting machines at all polling places; to permit electors to register vote on any voting machine at the designated voting place; to permit the consolidation of polling places; to provide for employment of a custodian of voting machines, how appointed, qualifications, salary, bond; to allow candidates in an election the right to designate a representative to be present at the opening of each voting machine for tabulation of results; candidates to have right to demand in writing of body in charge of ballot boxes to break seals for recanvass of votes in voting machines.

S. 960. Relating to all counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census; to provide for the position of Secretary-Librarian for the District Attorney to be quartered in the Courthouse and the compensation therefor.

S. 995. Relating to the Third Judicial Circuit; to provide for an additional expense allowance for the circuit court reporter of the Third Judicial Circuit.

S. 1109. To apply only in counties having populations of not less than 75,000 nor more than 90,000; providing an expense allowance for the chairman or president and members of the county commission, or other like governing body of the county.

S. 1125. Relating to Barbour County; providing for payment of salaries and expenses of sheriff's office relating to maintaining traffic control and law and order in County from Highway and Traffic Fund of Barbour County.

S. 1126. To amend Act No. 1174, H. 1047, Regular Session, 1969, so as to provide further for the appointment and compensation of deputies, jailors, and assistants of the sheriff of Barbour County and repeal conflicting laws.

S. 1127. To provide for all monies in the public highway and traffic fund of Barbour County to be transferred to the general fund of the county; authorizing the transfer of certain monies hereafter accruing in said public highway and traffic fund to the general fund of said county, at the discretion of the county governing body and providing for the use of such monies so transferred.

S. 1128. To authorize the governing body of Barbour County to appropriate funds out of the county highway and traffic fund for expenses necessary for the construction and maintenance of roads.

S. 1129. Relating to Marshall County; providing for the operation of cemeteries; Requiring individuals, corporations, partnerships or governmental bodies which may now or at any future date own, lease, operate or maintain a cemetery in Marshall County.

S. 1148. Relating to DeKalb County; to provide for juries composed of six members for trial of certain cases in the DeKalb County Court.

S. 1159. To repeal Act No. 111, S. 49, approved May 11, 1971, Special Session 1971, entitled, "An Act To prohibit commercial fishing in counties having populations of not less than 15,400 nor more than 15,625, except by residents and/or voters of such counties."

Mr. Gloor, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 1050. Relating to the powers of counties having populations of 600,000 or more according to the most recent federal decennial census; authorizing the governing bodies of such counties to adopt ordinances which protect the historic architectural character of the county, including designating historic districts, creating certain agencies to promote the preservation of such districts, which are located or are to be located in the designated historic districts, and adopting other provisions necessary to effect the purposes of this Act.

S. 508. To further amend Act No. 95 of the Regular Session of the Legislature of Alabama of 1965, (Alabama Acts, 1965, Page 120 et seq.) to provide for the appointment of counsel for indigent defendants at preliminary examinations in the Criminal Court of Jefferson County in criminal cases wherein the defendant is charged with a serious offense; to provide for the compensation of counsel in such cases from funds in the general funds of Jefferson County, Alabama; to provide that the County Treasurer pay such funds to counsel upon approval of one of the judges of the Criminal Court of Jefferson County.

REPORT OF THE STANDING COMMITTEE ON RULES ON EN- ROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1985. To amend Subsection L of Section 214, Title 26, Chapter 4, Code of Alabama 1940, as last amended by Act No. 88, 1971 Regular Session of the Alabama Legislature, relating to denial or reduction of unemployment compensation benefits for receipt of training allowances.

Also:

H. 82. To provide for the display of a distinctive warning device on certain vehicles, farm tractors, implements of husbandry, and special mobile equipment, and to prescribe the design, style, position and use of such device, and to provide a penalty for any violation of the requirements of this Act.

Also:

H. 1073. For the relief of Vera Waldrop, making an appropriation of Mental Health Department Funds from the State Treasury to compensate her for personal injuries suffered while she was engaged in the performance of assigned duties as an attendant at Partlow School of the Alabama Mental Health Department.

Also:

H. 111. To authorize county or city boards of education to grant certain leaves to teachers.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolutions, to-wit:

H. J. R. 151. Praising Lawrence Falk who is departing from United Press International Alabama Bureau and Newsprobe 1971.

Also:

H. J. R. 172. Wishing Governor Wallace the happiest of birthdays and extending best wishes for many more.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1609. To repeal Act No. 58, S. 54, approved March 19, 1965, Special Session 1965 (Acts 1965, p. 74) entitled, "An Act To amend Section 1, Act No. 154, S. 122, approved August 28, 1964, an act relating to the compensation of deputy sheriffs in counties having populations of not less than 42,000 nor more than 46,000 (Acts 1964, p. 219)."

Also:

H. 1610. To repeal Act No. 59, S. 55, approved March 19, 1965, Special Session 1965 (Acts 1965, p. 75) entitled, "An Act To apply in counties having populations of not less than 42,000 nor more than 46,000; providing for the payment of additional per diem allowances to members of the boards of equalization of such counties."

Also:

H. 1611. To repeal Act No. 61, S. 73, approved March 19, 1965, Special Session 1965 (Acts 1965, p. 76) entitled, "An Act To relieve the Judge of Probate of any county or counties in population of 42,000 to 46,000 according to the 1960 Federal decennial census of any and all responsibility for failure to charge and collect affidavit fees on licensing of commercial vehicles during the period October 1, 1962 through January 18, 1965."

Also:

H. 1612. To repeal Act No. 62, S. 74, approved March 19, 1965, Special Session 1965 (Acts 1965, p. 77) entitled, "An Act Relating to counties having populations of not less than 42,000 nor more than 46,000; to provide for payment of extra per diem allowances to members of boards of registrars in such counties."

Also:

H. 1613. To repeal Act No. 96, S. 95, approved March 22, 1965, Special Session 1965 (Acts 1965, p. 110) entitled, "An Act To amend Act No. 917, SB 7, approved September 9, 1961 relating to the compensation of the deputy clerk of the circuit clerk of counties having populations of not less than 42,000 nor more than 46,000."

Also:

H. 1614. To repeal Act No. 53, S. 4, approved March 19, 1965, Special Session 1965 (Acts 1965, p. 71) entitled, "An Act To provide clerical assistance for the circuit solicitors of circuits composed of one county having a population of not less than 42,000 nor more than 46,000."

Also:

H. 1615. To repeal Act No. 160, S. 338, approved July 23, 1965, Regular Session 1965 (Acts 1965, p. 228) entitled, "An Act To prescribe the amount of the director's fee which may be paid to members of the board of directors of certain gas districts."

Also:

H. 1616. To repeal Act No. 241, H. 919, approved August 10, 1965, Regular Session 1965 (Acts 1965, p. 344) entitled, "An Act To apply only in counties having populations of not less than 42,000 nor more than 46,000; providing a clerk hire allowance for the county or deputy solicitor of such counties."

Also:

H. 1617. To repeal Act No. 102, H. 313, approved June 27, 1963, Regular Session 1963 (Acts 1963, p. 485) entitled, "An Act Relating to counties having populations of not less than 42,000 nor more than 46,000; fixing the compensation of election officials in such counties."

Also:

H. 1618. To repeal Act No. 407, H. 1008, approved September 3, 1963, Regular Session 1963 (Acts 1963, p. 907) entitled, "An Act Prohibiting the use of convict labor by the State Highway Department in the construction, repair, and maintenance of certain county roads and bridges."

Also:

H. 1619. To repeal Act No. 250, H. 962, approved August 10, 1965, Regular Session 1965 (Acts 1965, p. 361) entitled, "An Act Relating to counties having populations of not less than 42,000, nor more than 46,000; providing clerk-hire allowances for certain county officers in such counties."

Also:

H. 1620. To repeal Act No. 42, H. 128, approved October 29, 1965, Third Special Session 1965 (Acts 1965, p. 257) entitled, "An Act Relating to counties having populations of not less than 42,000, nor more than 46,000; providing clerk-hire allowances for certain county officers in such counties."

Also:

H. 1621. To repeal Act No. 179, S. 4, approved August 23, 1966, Special Session 1966 (Acts 1966, p. 212) entitled, "An Act To regulate further the bail bond business in counties having populations of not less than 42,000 nor more than 46,000; amending Code of Alabama, 1940, Title 15, Section 201."

Also:

H. 1622. To repeal Act No. 394, S. 224, approved September 12, 1966, Special Session 1966 (Acts 1966, p. 534) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000, according to the most recent federal decennial census; providing a clerk-hire allowance to the Register in Chancery in such counties."

Also:

H. 1623. To repeal Act No. 184, S. 60, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 249) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census, providing expense allowances for the chairman and members of the board of revenue, court of county commissioners or other like county governing body."

Also:

H. 1624. To repeal Act No. 185, S. 61, approved May 14, 1969, Special Session 1969, (Acts 1969, p. 250) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census; providing an additional expense allowance to the judge of the inferior court or intermediate court."

Also:

H. 1625. To repeal Act No. 186, S. 62, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 251) entitled, "An Act To provide expense allowances for tax assessors and tax collectors in all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census."

Also:

H. 1626. To repeal Act No. 187, S. 63, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 251) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census; providing further for the compensation of members of the county board of education, county commission on education or other like public body having general administration and supervision of the public schools of the county."

Also:

H. 1627. To repeal Act No. 188, S. 64, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 252) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census; providing an expense allowance for the coroner in such counties."

Also:

H. 1628. To repeal Act No. 189, S. 65, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 252) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census; providing an additional expense allowance to the circuit clerk in such counties."

Also:

H. 1629. To repeal Act No. 100, H. 37, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 177) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census, providing expense allowances for the Register in Chancery in such counties."

Also:

H. 1630. To repeal Act No. 101, H. 39, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 178) entitled, "An Act To apply only to counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census, to provide additional funds for clerk hire for circuit clerks in such counties."

Also:

H. 1631. To repeal Act No. 102, H. 40, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 179) entitled, "An Act Relating to counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census, to provide an expense allowance for the deputy or county solicitor in such counties."

Also:

H. 1632. To repeal Act No. 154, H. 172, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 222) entitled, "An Act Relating to counties having populations of not less than 42,000 nor more than 46,000, according to the most recent federal decennial census; fixing the fee for the issuance of pistol permits by the sheriff, providing for the deposit of such fees in a Sheriff's Fund, and providing for the use of such fund."

Also:

H. 1633. Relating to Cullman County; to prescribe the amount of the director's fee which may be paid to members of the board of directors of certain gas districts.

Also:

H. 1636. Relating to Cullman County; fixing the compensation of the deputy clerk of the register and providing for payment thereof.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1638. Relating to Cullman County; providing an additional expense allowance to the judge of the inferior court or intermediate court.

Also:

H. 1639. To authorize the city of Cullman to establish, maintain and operate a non-profit ambulance service.

Also:

H. 1640. Providing for the salary of the Register in Chancery in Cullman County.

Also:

H. 1642. Relating to Cullman County; fixing the fee for the issuance of pistol permits by the sheriff, providing for the deposit of such fees in a Sheriff's Fund, and providing for the use of such fund.

Also:

H. 1643. Relating to Cullman County; to provide supplementary compensation for the secretary of the judge of the intermediate court in such counties; to repeal conflicting laws.

Also:

H. 1644. Prohibiting the use of convict labor by the State Highway Department in the construction, repair, and maintenance of roads and bridges in Cullman County.

Also:

H. 1647. To provide an expense allowance for the deputy or county district attorney in Cullman County.

Also:

H. 1650. Providing a clerk hire allowance for the county or deputy district attorney of Cullman County.

Also:

H. 1652. To provide additional clerks for the tax assessor and the tax collector in Cullman County.

Also:

H. 1653. Providing an additional expense allowance to the circuit clerk of Cullman County.

Also:

H. 1654. Relating to Cullman County; providing clerk-hire allowances for certain county officers.

Also:

H. 1656. To amend Code of Alabama, Title 15, Section 201, to regulate further the bail bond business, so as to provide an exception for Cullman County.

Also:

H. 1657. Providing a clerk hire allowance to the Register in Chancery of Cullman County.

Also:

H. 1658. Relating to Cullman County; providing an additional expense allowance to the Judge of the Inferior Court or Intermediate Court.

Also:

H. 1660. To provide expense allowances for tax assessors and tax collectors in Cullman County.

Also:

H. 1662. To authorize and provide for the payment out of the county treasury of the county composing such judicial circuit of a monthly allowance for expenses incurred in the conduct and maintenance of his office and in the proper and efficient performance and discharge of his duties to each circuit judge in Cullman County.

Also:

H. 1663. Relating to Cullman County; to authorize county governing bodies to provide for payment of additional expense and clerk hire allowances to certain county officers.

Also:

H. 1664. To provide an allowance for expenses to the district attorney of judicial circuits composed of Cullman County.

Also:

H. 1666. Regulating further the office of district attorney in Cullman County; imposing extra, new, and additional duties upon such officer, and providing further for his compensation.

Also:

H. 1667. Relating to counties having a population of not less than 50,000 nor more than 52,500 according to the most recent federal decennial census; to provide further for the type of newspapers in which certain notices required to be published in newspapers under the provisions of Section 713, Title 7, Code of Alabama 1940, may be published.

Also:

H. 1668. Relating to providing expense allowances for the chairman and members of the court of county commissioners of Cullman County.

Also:

H. 1669. Providing an expense allowance for the coroner in Cullman County.

Also:

H. 1670. Relating to Cullman County; providing further for the compensation of members of the county board of education, county commission on education or other like public body having general administration and supervision of the public schools of the county.

Also:

H. 1676. To repeal Act No. 18, H. 91, approved June 28, 1962, Special Session 1962 (Acts 1962, p. 24) entitled, "An Act Relating to counties

having populations of not less than 42,000 nor more than 46,000 according to the last or any subsequent federal decennial census; to authorize county governing bodies to provide for payment of additional expense and clerk hire allowances to certain county officers."

Also:

H. 1677. To repeal Act No. 19, H. 99, approved June 28, 1962, Special Session 1962 (Acts 1962, p. 22) entitled, "An Act To provide an allowance for expenses to the circuit solicitors of circuits composed of one county having a population of not less than 42,000 nor more than 46,000."

Also:

H. 1678. To repeal Act No. 190, S. 66, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 253) entitled, "An Act to authorize all cities having populations of not less than 10,800 nor more than 11,400 according to the most recent federal decennial census to establish, maintain and operate a non-profit ambulance service."

Also:

H. 1679. To repeal Act No. 916, S. 6, approved September 9, 1961, Regular Session 1961 (Acts 1961, p. 1479) entitled, "An Act To provide additional clerks for the tax assessor and the tax collector in all counties having a population of not less than 42,000 nor more than 46,000 according to the most recent federal census, making the Act retroactive."

Also:

H. 1680. To repeal Act No. 917, S. 7, approved September 9, 1961, Regular Session 1961 (Acts 1961, p. 1479) entitled, "An Act to apply in all counties having a population of not less than 42,000 nor more than 46,000 inhabitants, according to the last or any subsequent federal decennial census; providing for the appointment of a deputy clerk of the circuit court of such counties; prescribing the duties, powers, and authority of such deputy, fixing his compensation and designating the method of payment and the fund from which such compensation shall be paid."

Also:

H. 1681. To repeal Act No. 919, S. 9, approved September 9, 1961, Regular Session 1961 (Acts 1961, p. 1480) entitled, "An Act To apply in all counties having a population of not less than 42,000 nor more than 46,000, according to the last or any subsequent federal decennial census; regulating further the office of county solicitor in such counties; imposing extra, new, and additional duties upon such officer, and providing further for his compensation."

Also:

H. 1682. To repeal Act No. 15, H. 77, approved June 28, 1962, Special Session 1962 (Acts 1962, p. 22) entitled, "An Act To provide clerical assistance for the circuit solicitors of circuits composed of one county having a population of not less than 42,000 nor more than 46,000."

Also:

H. 1683. To repeal Act No. 16, H. 78, approved June 28, 1962, Special Session 1962 (Acts 1962, p. 23) entitled, "An Act Relating to counties

having populations of not less than 42,000 nor more than 46,000; providing for increases in pay of deputy sheriffs of such counties."

Also:

H. 1684. To repeal Act No. 17, H. 79, approved June 28, 1962, Special Session 1962 (Acts 1962, p. 23) entitled, "An Act To authorize and provide for the payment out of the county treasury of the county composing such judicial circuit of a monthly allowance for expenses incurred in the conduct and maintenance of his office and in the proper and efficient performance and discharge of his duties to each circuit judge in every judicial circuit composed of one county having a population of not less than 42,000 nor more than 46,000 inhabitants, according to the last, or any subsequent, federal decennial census."

Also:

H. 1740. Relating to counties having populations of not less than 115,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census; regulating further the sale of alcoholic beverages in such counties; and prescribing penalties for violations of the Act.

Also:

H. 1741. To repeal Act No. 730, H. 790 of the Regular Session of 1961 (Acts, 1961, p. 1044) entitled "An Act Relating to counties having populations of not less than 100,000 nor more than 115,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in any such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county; prescribing penalties for violations of the Act."

Also:

H. 1694. To authorize and provide for the establishment, operation and financing of a Public Defender Office in all counties having a population of not less than 110,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census, for the representation and defense of persons accused of crime who are declared indigent by the Courts; to establish a Public Defender Commission to operate said office; to define the powers, duties of and limitations upon said Commission and the Public Defender; to provide for the selection of the Public Defender and for the employment and compensation of personnel and expenses of said office; to provide for the resignation and removal of the Public Defender and personnel of the Public Defender Office; to provide for the taxing and collecting of additional court costs in certain courts in said counties for such purpose and for the expenditure thereof; to provide for continued opportunity for other lawyers to be appointed to represent such indigent persons accused of crime; to provide for the pro-rata return of any excess money in the Public Defender Fund to the counties and Municipal bodies from which received.

Also:

H. 1792. To apply only in counties having populations of not less than 115,000 nor more than 150,000 according to the most recent federal decenni-

al census; making provisions for recording change of ownership of motor vehicles, and prescribing penalties.

Also:

H. 1793. To repeal Act No. 930, H. 1380, Regular Session 1961 (Acts 1961, p. 1490), entitled, "An Act which creates the office of commissioner of licenses in counties having populations of not less than 100,000 nor more than 115,000, according to the last and any subsequent federal decennial census, which act provides for the appointment, powers, duties and authority of the commissioner and transfers certain duties of the probate judge, tax assessor and tax collector to the commissioner of licenses."

Also:

H. 1794. To repeal Act No. 652, H. 877, Regular Session 1967 (Acts 1967, p. 1472), entitled, "An Act To apply only in counties having populations of 100,000 nor more than 115,000 according to the most recent federal decennial census; making provisions for recording change of ownership of motor vehicles and prescribing penalties."

Also:

H. 1795. To create the office of commissioner of licenses in counties in Alabama having populations of not less than one hundred fifteen thousand (115,000) and not more than one hundred fifty thousand (150,000) according to the last and any subsequent decennial federal census; to prescribe the powers, duties, and authority of the commissioner; to provide for the appointment of such commissioner, the fixing of his salary, and the furnishing of quarters, supplies, and assistants to him; to transfer to such officer the duties of the probate judge relative to the issuance of licenses and the distribution of motor vehicle license tags, the duties of the tax assessor and tax collector, respectively, relative to assessing and collecting ad valorem taxes on motor vehicles, and all the duties of the license inspector of such county; to relieve the above named officer of the duties so transferred; and to prescribe the manner in which certain of the duties hereby imposed on the commissioner of licenses shall be prescribed.

Also:

H. 1816. Relating to counties having a population of not less than 55,000 nor more than 56,500 according to the most recent federal decennial census; to provide for an increase from \$.50 to \$1.00 in the assessment fee on real and personal property in such counties.

Also:

H. 1875. To amend Act No. 342, H. 809, of the Regular Session of 1969 (Acts 1969-1970, p. 713), which regulates further nighttime hunting in certain counties of the state classified on a population basis, so as to authorize the taking, catching or killing of raccoons and o'possums in such counties during nighttime hours with a shotgun using number 8 shot as well as a .22 rifle using short cartridges.

Also:

H. 1966. Relating to counties having a population of not less than 55,500 nor more than 56,500 inhabitants according to the last or any subsequent decennial census; to authorize the attorneys retained and paid by such

county governing bodies to defend any county employee sued because of an alleged act of negligence which occurred within the line and scope of that employee's employment.

Also:

H. 1994. Relating to counties having a population of not less than 50,000 nor more than 52,500 according to the most recent federal decennial census; to provide for an annual clerk hire expense allowance to the probate judge of said counties.

Also:

H. 2046. Relating to counties having populations of not less than 50,000 nor more than 52,500 according to the last or any subsequent federal decennial census; to authorize the Clerk of the Circuit Court to hire clerical help and fixing the compensation and method of payment thereof.

Also:

H. 2066. To alter, rearrange and extend the corporate limits of the Town of Millport, Lamar County, Alabama:

Also:

H. 2088. Relating to Pickens County; authorizing the appointment of sheriff's deputies, and authorizing the county governing body to determine the number of deputies and their salaries.

Also:

H. 2090. To grant legislative relief to officers of counties having a population of not less than 110,000 and not more than 150,000 having been paid expenses under the provisions of Act No. 581, Acts of Alabama 1969, page 1068.

Also:

H. 2091. To regulate further the fees and costs which registers are entitled to in cases wherein divorce, alimony, maintenance or support is sought in the circuit court of all counties having populations of not less than 110,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census.

Also:

H. 2092. To authorize the governing bodies of all municipalities having populations of not less than 135,000 nor more than 185,000, according to the 1970 or any subsequent Federal Decennial Census, by ordinance, to authorize any municipal electric utility board, created in any such municipality by ordinance, pursuant to Code of Alabama, 1940, Title 18, Chapter 4, to make certain expenditures without prior consent and approval of the governing body of any of such municipalities.

And funds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

RESOLUTIONS

The following resolutions were introduced:

By Messrs. Weeks and Ellis:

H. J. R. 199. MEMORIALIZING THE PRESIDENT OF THE UNITED STATES TO HAVE THE UNITED STATES POST OFFICE ISSUE A COMMEMORATIVE STAMP HONORING THE UNITED SPANISH WAR VETERANS

WHEREAS, The Spanish-American War was the dawn of this Nation's leadership among the nations of the world, and it marked the last great conflict between the people of a free, self-governing republic and that of an absolute monarchy; and

WHEREAS, It was this country's first war for humanity, and the only one hundred percent volunteer army the world has ever known. Twenty thousand volunteers were called, and two million answered those calls. Four hundred and eighty-three thousand served, and one million five hundred and seventeen thousand were not needed. The men came from all parts of our country, the North, the South, the East and the West. These soldiers wiped out sectionalism, and healed the wounds of civil strife, marking the rebirth of a Nation; and

WHEREAS, The Spanish War Veteran received no bonus, no war risk insurance, no adjusted compensation, no vocational training and no hospitalization until 1922, twenty years after the Spanish War was over; and

WHEREAS, The veterans of all our wars have been brave and worthy sons of America. Millions went to war before the Spanish-American soldier and millions have gone since, yet, he stands unique, distinctive, one who deserves the admiration of all mankind; and

WHEREAS, The issuance of a commemorative postage stamp would be a fitting acknowledgement that this country has not forgotten these men; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do urge the President of the United States and the United States Post Office authorities to issue a stamp or stamps commemorating the unique history written by the deeds of the Spanish-American War Soldier, and honoring the United Spanish War Veterans; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted to President Nixon, the Postmaster General, the Senators Allen and Sparkman, to each member of the Alabama delegation in the House of Representatives and to the Speaker of the House and President of the Senate.

On motion of Mr. Weeks, the rules were suspended and the resolution was adopted.

Also:

By Mr. Crowe:

H. J. R. 200. WHEREAS, Representative 'Buddy' Crawford be commended for exemplifying great veracity and tenacity and plain good taste in his choice of wearing apparel for this the thirty-third legislative day; and

WHEREAS, Representative Crawford has shown great courage, great dedication and respect to the age-old belief that age is relative and you are just as old as you think; and

WHEREAS, since Representative Crawford's expedition to Hawaii, he has evidenced the fact that he truly found the 'fountain of youth'; and

WHEREAS, this House respectfully requests that when Representative Crawford plans any future expeditions, he takes this body en masse with him so that they too can exemplify themselves with the exuberance, vitality and good taste Representative Crawford has shown since his return and most particularly on this date.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF ALABAMA, That this body go on record as recognizing Representative Crawford for the above noble and honorable reasons.

On motion of Mr. Crowe, the rules were suspended and the resolution was adopted.

Also:

By Mr. Therrell:

H. J. R. 201. AUTHORIZING AND REQUESTING THE STATE AUDITOR TO PERFORM THE ANNUAL AUDIT FOR THE CITY OF PRICHARD FOR THE FISCAL YEAR 10/1/70-9/30/71

BE IT RESOLVED BY THE ALABAMA LEGISLATURE, BOTH HOUSES THEREOF CONCURRING, That the State Auditor is hereby authorized and requested by this Legislature to perform the annual audit for the City of Prichard for the fiscal year October 1, 1970 through September 30, 1971, and make a report of her findings according to law.

On motion of Mr. Therrell, the rules were suspended and the resolution was adopted.

Also:

By Messrs. Baker and Chesnut:

H. J. R. 202. WHEREAS, Mr. Jack Jones of Mentone, DeKalb County, Alabama, has developed an outstanding and unusual tourist resort known as Cloudmont Ski Resort at Mentone, DeKalb County, Alabama, and,

WHEREAS, Cloudmont Ski Resort is the southern most ski resort in the United States and,

WHEREAS, this ski resort features now skiing twelve months of every year and,

WHEREAS, Cloudmont Ski Resort has one two-hundred-foot ski slope covered with an astro turf base and poly-snow for use in the summer months and,

WHEREAS, a slope of over 800 feet is used in the winter time and has an artificial snow making machine and a professional ski instructor is employed full-time all year long, and,

WHEREAS, Cloudmont Ski Resort also has motel, cabin, camping, golf and the Cloudroom Restaurant facilities in addition to the ski slopes,

NOW THEREFORE, be it resolved by the Legislature, both Houses thereof concurring, that Mr. Jack Jones of Mentone, DeKalb County, Alabama, be commended for his fine efforts and outstanding achievements in this unusual tourist attraction located in DeKalb County, Alabama, and best wishes are extended to him in this endeavor. Be it further resolved that a copy of this resolution be sent to Mr. Jack Jones, Cloudmont Ski Resort, Mentone, Alabama.

On motion of Mr. Baker, the Rules were suspended and the resolution was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2093. To authorize the governing bodies of all municipalities having populations of not less than 135,000 nor more than 185,000, according to the 1970 or any subsequent Federal Decennial Census, by ordinance, to authorize any municipal gas utility board, created in any such municipality by ordinance pursuant to Act No. 861, S. 409, Regular Session, 1953, to make certain expenditures without prior consent and approval of the governing body of any of such municipalities.

Also:

H. 2095. Relating to the powers of cities having a population of not less than 135,000 and not more than 185,000 according to the 1970 or any subsequent federal decennial census; authorizing the governing bodies of such cities to adopt ordinances which protect the historic character of the city, including designating historic districts, defining the boundaries of such districts, establishing certain agencies, procedures and regulations to promote the preservation of such districts, conferring certain duties and powers upon such agencies, and adopting other provisions necessary to effect the purposes of this Act.

Also:

H. 2096. To repeal Act No. 298, H. 516, 1965 Regular Session of the Legislature of Alabama, approved August 10, 1965, relating to the authority of incorporated cities and towns within the State of Alabama having a population of not less than 70,000 nor more than 120,000 according to the last or any subsequent Federal Decennial Census, to provide by ordinance for the levy and assessment of sales and use tax, parallel to the State levy of sales and use tax.

Also:

H. 2094. Authorizing any municipality having a population of not less than 135,000 nor more than 185,000 according to the 1970 or any subse-

quent Federal Decennial Census, to create a Planning Commission having certain powers, duties and regulations.

Also:

H. 2097. To repeal Act No. 10, S. 17, 1965 Second Special Session, approved September 21, 1965, relating to city recorder; providing for appointment of recorders in cities having a population of not less than 70,000 nor more than 100,000.

Also:

H. 2098. To repeal Act No. 90, H. 214, 1965 Second Special Session, approved September 30, 1965, relating to off-street automobile parking facilities in cities having a population of not less than 70,000 nor more than 120,000 according to the last or any subsequent Federal Decennial Census.

Also:

H. 2099. To repeal Act No. 104, S. 239, 1965 Regular Session, providing further for the terms of the mayor and council of all cities having populations of not less than 70,000 nor more than 120,000 according to the 1960 or any subsequent Federal Decennial Census.

Also:

H. 2100. To repeal Act No. 401, H. 971, 1963 Regular Session, approved August 30, 1963, as amended, pertaining to the creation of Planning Commissions within municipalities having a population of not less than 70,000 nor more than 130,000 according to the most recent Federal Decennial Census.

Also:

H. 2101. To repeal Act No. 1217, H. 1479, 1969 Regular Session, approved September 13, 1969, pertaining to municipalities having a population of not less than 70,000 nor more than 120,000 according to the most recent Federal Decennial Census, authorizing said municipality to provide the municipal gas utility boards to make certain expenditures without prior consent and approval of the governing body.

Also:

H. 2102. To authorize the governing bodies of all municipalities having populations of not less than 135,000 nor more than 185,000, according to the 1970 or any subsequent Federal Decennial Census, by ordinance, to authorize any municipal waterworks utility board, created in any such municipality by ordinance pursuant to Act No. 860, S. 408, Regular Session, 1953, to make certain expenditures without the prior consent and approval of the governing body of any such municipalities.

Also:

H. 2103. To repeal Act No. 1215, H. 1477, 1969 Regular Session, pertaining to municipalities having a population of not less than 70,000 nor more than 120,000 according to the most recent Federal Decennial Census, and authorizing waterworks utility boards to make certain expenditures without the prior consent and approval of the governing bodies.

Also:

H. 2104. Authorizing all municipalities in the State which now have or may hereafter have a population of not less than 135,000 and not more than 185,000 inhabitants according to the 1970 or any subsequent Federal Decennial Census to declare noxious or dangerous weeds growing upon the streets or sidewalks, or upon private property within such municipalities, or any accumulation of trash, rubbish, junk or debris, or any unsightly or dangerous walls, or any abandoned construction of any kind or nature, or motor vehicles or machinery not in operating conditions, or any debris of a burned building, or any abandoned or unused swimming pool, or any abandoned wells or cisterns, to be a public nuisance and creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same.

Also:

H. 2105. Relating to city recorders; providing for appointment of recorders in cities having populations of not less than 135,000 nor more than 185,000, according to the 1970 or any subsequent Federal Decennial Census.

Also:

H. 2106. To repeal Act No. 395, H. 833, Regular Session, 1961, approved August 7, 1961, as amended, which said act relates to the election of the mayor and council of all cities having populations of not less than 70,000 nor more than 120,000 according to the 1960 or any subsequent Federal Decennial Census.

Also:

H. 2107. To repeal Act No. 209, S. 32, 1961 Special Session, approved September 15, 1961, providing for the adoption of a commission form of government in cities having a population of more than 70,000 and not more than 100,000.

Also:

H. 2108. Relating to counties having populations of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census; authorizing any purchaser or encumbrancer of real property situated in any municipality in any such county, or the attorney of such purchaser or encumbrancer, to request in writing from the clerk of the municipality in which the property is located a statement as to whether there is or will be any encumbrance against a particular piece of property because of any public improvement for which an ordinance has been adopted.

Also:

H. 2110. Relating to counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census; to permit the county governing body to provide parking for certain persons; to repeal conflicting laws.

Also:

H. 2111. Relating to counties having a population of not less than 175,000 nor more than 300,000, prohibiting the pollution, discoloration, contamination, clogging or diversion of public streams, and providing penalties for violations.

Also:

H. 2112. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 175,000 nor more than 300,000 inhabitants according to the then next preceding Federal census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

Also:

H. 2113. To apply only in counties in the state having a population of not less than 175,000 nor more than 300,000 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting center at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting center; and to provide election officers for each voting center designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Also:

H. 2114. Providing for the collection of a filing fee on instruments, documents and papers filed for record in the office of the Probate Judge of each county having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census; further providing that the governing body of such counties may impose an additional filing fee for the filing and recording of the enumerated instruments.

Also:

H. 2115. To provide, in all judicial circuits composed of one county having a population of between 175,000 and 300,000 persons according to the last Federal Decennial Census, for placing in the general fund of the county composing each of said judicial circuits all surplus funds given to the District Attorney's Office, in any such judicial circuit, by accused persons as restitution for worthless checks; which surplus funds, after an audit and diligent search cannot be applied to an existing case in the judicial circuit where such funds were paid in.

Also:

H. 2116. To prescribe the maximum amount of compensation allowable to members of jury commissions in all counties having populations of not less than 175,000 nor more than 300,000 according to the last federal decennial census.

Also:

H. 31. Relating to counties having a population of not less than 34,100 nor more than 34,900 according to the most recent federal decennial census; to provide further for the type of newspapers in which certain notices

required to be published in newspapers under the provisions of Section 713, Title 7, Code of Alabama 1940, may be published.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

RESOLUTION

The following resolution was introduced:

By Messrs. McDonald, Drake and St. John:

H. J. R. 203. WHEREAS Aubrey J. Carr has served his county and state by active and honorable service in many civic and public endeavors; and

WHEREAS he has served with distinction as Coroner of Marshall County, as a member of the Alabama House of Representatives from 1962-66, and as a member of the Alabama Senate from 1966 until the present; and

WHEREAS Senator Carr has for many years been an outstanding leader in the field of conservation, and particularly in the field of developing public parks for the people of Alabama; and

WHEREAS in 1967 as a member of the Alabama Senate he sponsored and acquired both public and legislative support for a \$43 million bond issue and other legislation to provide for the development of public parks in the state of Alabama for the enjoyment and betterment of its people; and

WHEREAS as Assistant Conservation Director, a position he held without pay and at great sacrifice to his family and private interests, Senator Carr directed the planning of state parks made possible by his legislation; and

WHEREAS Lake Guntersville State Park is located in his home county of Marshall and, when completed, will be one of the outstanding parks in the Southeastern United States, providing great enjoyment of, and appreciation for, the great outdoor beauty of that region to citizens of Marshall County, the State of Alabama, and throughout the country; and

WHEREAS it is fitting and appropriate, and desired by his fellow citizens of Marshall County, that some commemoration of Senator Carr's many fine efforts be made a part of Lake Guntersville State Park as a lasting reminder of his untiring and decisive work for the parks program in Alabama;

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That Park Roads 1 and 2 in Lake Guntersville State Park, which make a continuous road from Alabama Highway 227, at a point one mile east of Short Creek, northward through the pass between Ellenberg Mountain and Taylor Mountain, then east along the north base of Taylor Mountain and up and over Tay-

lor Mountain by the lodge-motel-golf course complex in a southerly direction, re-entering Alabama Highway 227 one mile east of the original point, be named and the same is hereby designated, AUBREY J. CARR SCENIC DRIVE, and

BE IT FURTHER RESOLVED, That the Director of the State Department of Conservation be hereby authorized and directed to erect appropriate signs and markers along the above-described drive displaying the name hereby established.

On motion of Mr. McDonald, the rules were suspended and the resolution was adopted.

RESOLUTIONS

The following resolutions introduced on the Thirty-second Legislative Day were read by title, pursuant to Joint Rule 12:

H. J. R. 189. CONGRATULATING THE ALABAMA PRESS ASSOCIATION ON ITS 100th ANNIVERSARY

H. J. R. 193. COMMENDING JAMES G. MURPHY, MANAGER OF CHEWACLA STATE PARK, AUBURN, ALABAMA FOR THE OUTSTANDING WORK ACCOMPLISHED BY HIM DURING HIS ADMINISTRATION AS MANAGER.

H. J. R. 196. MOURNING THE DEATH OF WALTER G. BURCH

On motion of Mr. Gloor, the resolutions were adopted.

MOTION TO RECONSIDER H. 2658

Having voted on the prevailing side and having filed a Motion in Writing, Mr. Crowe moved to reconsider the vote by which the bill, H. 2658 was passed.

The motion of Mr. Cauthen to table the motion of Mr. Crowe was lost.

Yeas 34; Nays 40.

Yeas:

Mr. Speaker	Dill	Jones (E)	Roberts
Baker	Downing	Kinsey	Robertson
Benton	Drake	Lutz	Smith (K)
Callahan	Easters	McCorquodale	Stokes
Casey	Fite	Mathews	Turner
Chesnut	Flippo	Mims	Waldrop
Collins	Grainger	O'Daniel	Warren
Cross	Hale	Reynolds	Wood
Culver	Hill		

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Nays:

Messrs.:	Bowers	Connell	Erdreich
Agee	Brassell	Crawford	Faikenburg
Barkett	Burgess	Crowe	Gafford
Bassett	Carnes	Doss	Gloor
Boutwell	Cherner	Edwards	Grey (D)

Hardin	McDonald	Nettles	St. John
Headley	Manley	Owens	Stubbs
Hearn	May	Parker (H)	Therrell
Hobbie	Meeks	Parker (T)	Wallace
Jackson	Merrill	Perloff	Wynot
McBride			

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H. 2658 RECONSIDERED

The question, then was on the motion of Mr. Crowe to reconsider the bill, H. 2658, and the motion was adopted.

Yeas 40; Nays 37.

Yeas:

Messrs.:	Crowe	Hobbie	Owens
Agee	Doss	Jackson	Parker (H)
Barkett	Edwards	Jones (E)	Parker (T)
Bassett	Erdreich	King	Perloff
Boles	Falkenburg	McBride	St. John
Bowers	Gafford	McDonald	Smith (P)
Burgess	Gloor	Manley	Stubbs
Carnes	Grey (D)	Meeks	Therrell
Cherner	Hardin	Merrill	Wallace
Connell	Headley	Nettles	Wise
Crawford			

—40

Nays:

Mr. Speaker	Cross	Hill	Robertson
Baker	Downing	Lutz	Slate
Benton	Drake	McCorquodale	Smith (K)
Brassell	Easters	Mathews	Stokes
Callahan	Fite	Mims	Turner
Carter	Flippo	O'Daniel	Waldrop
Casey	Grainger	Pruitt	Warren
Cauthen	Hale	Reynolds	Williams
Chesnut	Hearn	Roberts	Wood
Cottingham			

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REPORT OF THE STANDING COMMITTEE ON RULES
ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 367. To amend Act No. 999 approved September 12, 1969 (Acts of Alabama 1969, Pages 1855-1866); to establish the Alabama Peace Officers Annuity and Benefits Fund; to redefine certain words and terms; to clarify the organization, operation and powers of the Board, the eligibility of members, and court cost to be imposed; to more clearly state retirement, disability, and death benefits; to provide for an actuarial study, refunds, credit for military service and to repeal all laws in conflict herewith.

Also:

H. 790. Authorizing a special referendum to determine the classification of counties as wet or dry counties, which would provide a series of spe-

cial rules governing the sale of alcoholic beverages in wet counties in addition to those provided in the general law.

Also:

H. 506. To amend further Section 1 of Act No. 47, Special Session 1961, (Acts 1961, p. 1904) as amended, which Act exempts certain religious, benevolent and civic institutions and organizations from taxation and licenses, so as to grant exemptions to the Elks Memorial Center.

Also:

H. 970. Relating to Livingston University, a state educational institution, formerly named Livingston State College: To amend Sections 1, 2, 3, 4, 6 and 7 of Act No. 424, H. 541, Regular Session 1967 (Acts 1967, p. 1092), which created a board of trustees of Livingston State College, so as to increase the membership of the board of trustees, to provide further for meetings of the board and of its committees, to provide further for the powers and duties of the board, to prescribe a quorum of the board, to forbid members of the board and the chief executive officer of the University from engaging in certain activities and to ratify and confirm certain acts of the board of trustees and of the executive officer which have been heretofore done.

Also:

H. 129. To amend Section 26 of Act No. 987 of the General Acts of Alabama 1969, now codified as Title 13, Section 111 (25), Code of Alabama 1940, recompiled 1958, to fix the compensation of the clerk of the Court of Criminal Appeals, to fix the compensation of the assistant clerk of the Court of Criminal Appeals.

Also:

H. 844. To provide that the disability or death of a municipal law enforcement officer or state trooper caused by hypertension, heart disease or respiratory disease shall be considered as a service connected disability or death, subject to certain conditions prescribed in the Act, within the meaning of any laws which provide benefits for municipal law enforcement officers or state troopers who while employed by a municipality, are disabled in the line of duty or for the widow, children or other dependents of city policemen or other municipal law enforcement officers or state troopers who, while employed by a municipality, are killed in the line of duty.

Also:

H. 379. To amend Section 666, Title 7, Code of Alabama, Recom-piled 1958, relating to amount of wages or salary exempt from estate of deceased employee.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

MOTION TO RETURN H. 2658 FROM SENATE ADOPTED

On motion of Mr. Crowe, the Clerk of the House was instructed to request the Senate to return to the House for further consideration the bill, H. 2658.

Yeas 45; Nays 38.

Yeas:

Messrs.:	Connell	Jackson	Perloff
Adwell	Crawford	Jones (E)	Reed (T)
Agee	Crowe	McBride	Reid (R)
Barkett	Doss	McDonald	St. John
Bassett	Erdreich	Manley	Slate
Boles	Falkenburg	Meeks	Smith (P)
Bowers	Gafford	Merrill	Stubbs
Brassell	Gloor	Nettles	Therrell
Burgess	Grey (D)	Owens	Wallace
Carnes	Hardin	Parker (H)	Wise
Casey	Headley	Parker (T)	Wynot
Cherner	Hobbie		

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Nays:

Mr. Speaker	Cottingham	Hill	Robertson
Adams	Cross	King	Smith (K)
Baker	Dill	Kinsey	Snell
Benton	Downing	Lutz	Stokes
Boutwell	Drake	McCorquodale	Turner
Callahan	Fite	Mathews	Waldrop
Carter	Flippo	Pruitt	Warren
Cauthen	Grainger	Reynolds	Williams
Chesnut	Hale	Roberts	Wood
Coshatt	Hearn		

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REPORT OF THE STANDING COMMITTEE ON RULES
ON ENROLLED AND ENGROSSED BILLS**Mr. Speaker:**

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 79. To amend Act No. 768, H. 566, Regular Session 1967, (Acts 1967, p. 1624) which relates to compensation of election officers in counties which have a population in excess of 500,000, according to the most recent federal decennial census, by awarding additional compensation to any person acting as returning officer at each polling place.

Also:

H. 2052. To amend Section 44 of Title 50 of the Code of Alabama of 1940, as heretofore amended, so as to eliminate the limitation on the rate of interest that may be borne by bonds of an improvement authority incorporated pursuant to the provisions of Chapter 3 of Title 50 of the Alabama Code of 1940, as amended.

Also:

H. 1271. To further amend Sections 4, 12, 14, 16, and 23 of Act No. 929 of the Regular Session of the Legislature of Alabama of 1951, approved

September 12, 1951, (General Acts of Alabama 1951, page 1579, et seq.) entitled: "An Act to create or provide in or for each and every city of the State of Alabama having a population of two hundred and fifty thousand or more inhabitants according to the last or any succeeding federal census a pension and relief or retirement and relief system for officers and employees of such city and their widows and children; to make the provisions of such system retrospective as well as prospective; and, subordinately to define officers and employees of the Board of Health of any county in which any such city may be located as officers and employees of such city for the purpose of retrospective and prospective application of the terms or provisions of such system."

Also:

H. 1387. To further amend Section 12, sub-paragraph (k) of Act #929 of the Regular Session of the Legislature of Alabama 1951, approved September 12th, 1951, (General Acts of Alabama 1951, Page 1579, et seq.) entitled "An act to create or provide in or for each and every city of the State of Alabama having a population of 250,000 or more inhabitants according to the last or any succeeding Federal Census, a pension and relief or retirement and relief system for officers and employees of such city and their widows and children; to make the provisions of such system retrospective as well as prospective; and subordinately to define officers and employees of the Board of Health of any County in which any such city may be located as officers and employees of such city for the purpose of retrospective and prospective application of the terms or provisions of such system."

Also:

H. 2216. To empower Recorders Court in municipalities having now or hereafter having a population of 250,000 or more, according to the last or any subsequent federal census, to suspend sentences or grant probation under certain conditions.

Also:

H. 2039. To amend Section 2, and to further amend Section 6 and 7 of Act No. 217 of the 1966 Special Session of the Legislature of Alabama approved August 30, 1966 (Acts of Alabama, 1966, Special Session Page 280 et seq.) Entitled "An Act To provide a separate retirement and relief system for certain of the presently active employees of the City of Birmingham who entered the service of the Fire Department of said city prior to September 19, 1939, and to whom is applicable the pension and relief system provided by act No. 307 of the 1943 Regular Session of the Legislature of Alabama, as amended, and Act Number 22 of the Second Special Session of the Legislature of Alabama of 1956, to include in said separate system dependents of said presently active employees; and to render said Act No. 307 and Act Number 22 inapplicable to said certain presently active employees and their dependents."

Also:

H. 2040. To amend Section 2 and to further amend Sections 6 and 7 of Act No. 470 of the Regular Session of the Legislature of Alabama of 1955, approved September 9, 1955, entitled "An Act to provide a separate Retirement and Relief System for certain of the presently active employees of the City of Birmingham who entered the service of the Police Department of said city prior to September 19, 1939, and to whom is applicable the Pension and Relief System provided by Act No. 502 of the Regular Session of the

Legislature of 1923, as reenacted and amended: to include in said separate system dependents of said presently active employees: and to render said Act No. 502 inapplicable to said certain presently active employees and their dependents”.

Also:

H. B. 290. To grant free fishing privileges in all public lakes in Tuscaloosa County to certain resident citizens of the State.

Also:

H. 519. Relating to Tuscaloosa County; to authorize the county board of education to provide for the substitution of other books or texts for the textbooks on the list of state-approved or state-adopted textbooks for use in the schools of the county.

Also:

H. 1600. To repeal Act No. 517, H. 1033, approved August 21, 1969, Regular Session 1969 (Acts 1969, p. 993) entitled “An Act Relating to counties having populations of not less than 42,000 nor more than 46,000, according to the last or any subsequent federal decennial census; to provide for the compensation of the members of the jury commission in such counties.”

Also:

H. 1601. To repeal Act No. 844, H. 1122, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1549) entitled, “An Act Relating to counties having populations of not less than 42,000 nor more than 46,000, according to the most recent federal decennial census; to provide supplementary compensation for the secretary of the judge of the intermediate court in such counties; to repeal conflicting laws.”

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2170. Providing additional expense allowances for the tax assessor of all counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census.

Also:

H. 2171. To repeal Act No. 109, H. 147, approved August 19, 1966, Special Session 1966 (Acts of 1966, p. 140) entitled, "An Act to regulate further the feeding of prisoners in jail in all counties having populations of not less than 47,000 nor more than 49,000, according to the last or any subsequent federal decennial census."

Also:

H. 2172. To regulate further the feeding of prisoners in jail in all counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census.

Also:

H. 2173. To repeal Act No. 795, H. 949, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1429) entitled, "An Act relating to counties having populations of not less than 47,000 nor more than 49,000; authorizing the county governing body to contribute county funds, within the limit herein prescribed, for the use of any non-profit volunteer rescue squad operating within the county."

Also:

H. 2174. Relating to counties having a population of not less than 53,000 nor more than 55,000 based on the last federal decennial census; authorizing the county governing bodies of said counties to contribute county funds, within the limit herein prescribed, for the use of any non-profit volunteer rescue squad operating within the county.

Also:

H. 2177. To abolish the Office of County Solicitor of St. Clair County, and to create in lieu thereof the office of Deputy District Attorney for St. Clair County and to provide for his duties, selection and compensation.

Also:

H. 2199. To amend further Section 4 of Act No. 553, H. 145, Regular Session 1955 (Acts 1955, p. 1210) as last amended which provides housing authorities and municipalities within the State of Alabama with certain power in respect to urban renewal, so as to remove an exception relating to Houston County.

Also:

H. 2200. To provide an additional expense allowance for the tax collector, tax assessor and county revenue commissioner of Houston County.

Also:

H. 2217. Relating to all counties having populations of not less than 14,500 nor more than 15,500 according to the last federal decennial census; providing further for the manner of payment of the sheriff and his deputies.

Also:

H. 2220. Relating to counties having populations not less than 14,500 nor more than 15,500; to impose a privilege license or excise tax on sellers, distributors, storers, or users of malt or brewed beverages in such counties;

providing for the administration of the act and the collection and use of the proceeds of the tax; prescribing penalties for violations.

Also:

H. 2224. To allow the Clerk of the Circuit Court, and the Register of the Circuit Court in Equity, of the Sixth Judicial Circuit of Alabama, the option, within their own discretion, to determine whether they shall come within the provisions of Act No. 566, S. 117, Regular Session 1969 (Acts 1969, p. 1046).

Also:

H. 2229. To provide for further clerical assistance to the jury commission in Madison County.

Also:

H. 2237. Changing the method of collecting and accounting for fees charged for the photographing and microphotographing of public records filed in the offices of the Clerk and Register of the Circuit Court of Madison County, Alabama, and repealing a portion of Act No. 464 of 1959.

Also:

H. 2255. Relating to Walker County; regulating costs and charges of certain courts in said county.

Also:

H. 2275. Relating to Hale County; to authorize the county commission to make an annual appropriation to the tax assessor and tax collector for clerk hire allowance.

Also:

H. 2276. To authorize and provide for the establishment of ambulance service for the sick, infirm and injured in Hale County.

Also:

H. 2277. Relating to Hale County; regulating the insuring of public school buildings and the contents thereof.

Also:

H. 2278. To repeal Act No. 869, S. 467, approved September 3, 1965, Regular Session 1965 (Acts 1965, p. 1630), entitled, "An Act To apply only in counties having populations of not less than 19,500 nor more than 20,000; regulating the insuring of public school buildings and the contents thereof in such counties."

Also:

H. 2279. To repeal Act No. 93, H. 237, approved September 30, 1965, Second Special Session 1965 (Acts 1965, p. 126), entitled, "An Act To regulate the compensation of members of the county board of registrars in all counties having populations of not less than 19,500 nor more than 20,000, according to the most recent federal decennial census; providing for payment of additional compensation from the county treasury."

Also:

H. 2280. To repeal Act No. 756, H. 1432, approved September 8, 1961, Regular Session 1961 (Acts 1961, p. 1079), entitled, "An Act To authorize, direct, and require the court of county commissioners, board of revenue, or like governing body of any county having a population of not less than 19,500 nor more than 20,000, according to the most recent federal decennial census, to cover the employees of the county under the Workmen's Compensation Act."

Also:

H. 2281. To repeal Act No. 558, H. 571, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 1313), entitled, "An Act To apply only in counties having populations of not less than 19,500 nor more than 20,000, fixing the fee for issuance of pistol permits by the sheriff and providing for disposition and use of such fees."

Also:

H. 2283. To repeal Act No. 877, H. 1221, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1585), entitled, "An Act Relating to all counties having populations of not less than 19,500 nor more than 20,000, according to the most recent federal decennial census; to provide an additional expense allowance for the members of the county board of education in such counties."

Also:

H. 2284. To repeal Act No. 157, H. 176, approved, May 14, 1969, Special Session 1969 (Acts 1969, p. 224), entitled, "An Act To fix expense allowances of courts of county commissioners, boards of revenue or like governing bodies of all counties having a population of not less than 19,500 nor more than 20,000 according to the most recent federal decennial census, with retroactive effect."

Also:

H. 2285. To repeal Act No. 934, H. 1348, approved, September 12, 1969, Regular Session 1969 (Acts 1969, p. 1671), entitled, "An Act Relating to counties having populations of not less than 19,500 nor more than 20,000, according to the most recent federal decennial census; to authorize the court of county commissioners, or other like governing body, in such counties to make an annual appropriation to the tax assessor and tax collector for clerk hire allowance, to repeal conflicting laws."

Also:

H. 2050. Relating to Circuits composed of one County having a population of not less than 110,000 nor more than 160,000: To create and establish therein the office of ex-officio judge of any county court exercising original jurisdiction over general misdemeanor cases.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

LEAVE OF ABSENCE

On motion of Mr. Parker (H), leave of absence was granted for Mr. Timmons.

REPORT OF THE STANDING COMMITTEE ON RULES
ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2287. Relating to Hale County; to fix expense allowances of the county commission with retroactive effect.

Also:

H. 2288. Relating to Hale County; to authorize, direct, and require the county commission to cover the employees of the county under the Workmen's Compensation Act.

Also:

H. 2289. Relating to Hale County; to provide an additional expense allowance for the members of the county board of education.

Also:

H. 2290. Relating to Hale County; fixing the fee for issuance of pistol permits by the sheriff and providing for disposition and use of such fees.

Also:

H. 2291. Relating to certain offices and officers of Bibb County; changing the mode of compensation of such officers; placing such officers on a salary basis, subject to the ratification of a constitutional amendment.

Also:

H. 2293. To authorize and provide for the establishment of ambulance service for the sick, infirm and injured in Bibb County.

Also:

H. 2294. Relating to Bibb County, providing further for the election of members of the governing body of said county.

Also:

H. 2295. To authorize the county governing body of Bibb County to make an annual appropriation to the tax assessor and tax collector for clerk hire allowance.

Also:

H. 2296. To provide for reimbursing the chairman or other presiding officer and the members of the county governing body of Bibb County for certain expenses incurred in travel outside their county.

Also:

H. 2297. To repeal Act No. 865, H. 1192, approved, September 12, 1969, Regular Session 1969 (Acts of Alabama 1969, p. 1576) entitled, "An Act To provide for reimbursing the chairman or other presiding officer and the members of the county governing bodies of all counties having populations of not less than 14,300 nor more than 14,800 according to the most recent federal decennial census for certain expenses incurred in travel outside their respective county."

Also:

H. 2298. To repeal Act No. 933, H. 1347, approved, September 12, 1969, Regular Session 1969 (Acts of Alabama 1969, p. 1670) entitled, "An Act Relating to counties having populations of not less than 14,300 nor more than 14,800, according to the most recent federal decennial census; to authorize the court of county commissioners, or other like governing body, in such counties to make an annual appropriation to the tax assessor and tax collector for clerk hire allowance; to repeal conflicting laws."

Also:

H. 2299. To repeal Act No. 503, H. 1101, approved, August 20, 1965, Regular Session 1965 (Acts of Alabama 1965, p. 743) entitled, "An Act To apply only in counties of the state having populations of not less than 14,300 nor more than 14,800 inhabitants according to the last or any subsequent federal decennial census, to further regulate the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken."

Also:

H. 2302. To confer upon the district attorney and other district attorneys in all counties having a population of not less than 175,000 nor more than 300,000 inhabitants according to the last or any subsequent federal decennial census the power to take oaths in support of complaints and to issue warrants in all criminal cases in such counties.

Also:

H. 2303. To provide, in any county of the State of Alabama having a population of not less than 175,000 nor more than 300,000, according to the last Federal Decennial Census for the incorporation of an authority to lease or own or otherwise acquire and provide, control and operate coliseums, parks, exhibits, exhibitions, fairgrounds and other installations, facilities, and places for the amusement, entertainment, recreation, and cultural development of the citizens of said county; to provide for the management of said authority by a board of directors; to provide for the appointment, and term of office and removal of said directors; to provide for the powers of such authority; to authorize the county, or any city within such county, to lease or sell and convey to the authority real or personal property; to provide for the terms and conditions on which said authority may conduct, operate, manage

or promote amusements or recreational activities; to empower such authority to construct or acquire recreational facilities and installations for amusement; to empower the authority to borrow money and issue bonds and execute mortgages or other conveyances as security for money so borrowed; to authorize the county or any city within said county to make appropriations or to lend money to the authority; and to accord the authority exemption from state, county and city taxation.

Also:

H. 2304. To provide for the position of Administrative Assistant to the District Attorney and the position of Office Manager-Legal Secretary to the District Attorney in judicial circuits, composed of one county, having a population of between 175,000 and 300,000 persons according to the last Federal Decennial Census.

Also:

H. 2305. To regulate further the compensation of members of the county board of registrars in all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census; providing for payment of additional compensation from the county treasury.

Also:

H. 2306. Relating to the practice of barbering in all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census, and having county boards of barber examiners; providing further for the authority and duties of such boards with respect to the licensing of barbers, barbers' apprentices, barber shops, schools of barbering and owners and instructors thereof; providing for the appointment, terms and compensation of the members of such board; prescribing qualifications and fees of licensees of such boards; providing rules and regulations; and declaring that the public health requires the necessity of the enactment of such provisions of law.

Also:

H. 2307. Creating and establishing a county-wide personnel system for all counties of the State of Alabama having a population of not less than 175,000 and not more than 300,000 people according to the last federal decennial census; providing for a personnel department to be composed of a personnel board and a personnel director; providing for the composition, powers, duties, functions and expenses of the board and for the selection and compensation of its members; providing for the selection, powers, duties and compensation of the personnel director; making it a misdemeanor to violate the provisions of the act; repealing all laws or parts of laws inconsistent with the provisions hereof.

Also:

H. 2362. Relating to all counties having populations of not less than 34,875 nor more than 36,000 according to the most recent federal decennial census; providing an expense allowance for the circuit clerk of such counties.

Also:

H. 2377. Relating to counties having populations of not less than 175,000 nor more than 300,000 inhabitants according to the most recent or

any subsequent federal decennial census, to empower any county planning commission now existing or which hereafter may be created in such counties to merge or consolidate with any consenting planning commission of an incorporated municipality in that county.

Also:

H. 2378. To repeal Act No. 65, H. 99, approved April 23, 1963, Second Special Session 1963 (Acts 1963, p. 227) entitled, "An Act to apply in all those counties in Alabama having not less than 46,500 population and not more than 49,000 population according to the latest or any subsequent federal decennial census, and further regulating and prescribing the qualifications of persons engaging in the Bail Bond business in such counties."

Also:

H. 2292. Proposing an amendment to the Constitution of Alabama to authorize the consolidation of county offices in Bibb County; and the regulation of costs and charges of courts in said county.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

BILLS ON THIRD READING

And the bill:

H. 2408. To amend the title and Section 1 of Act No. 145, H. 199, Special Session 1964 (Acts 1964, p. 212) which authorizes housing authorities incorporated under the provisions of the Code of Alabama 1940, where the employees of said housing authorities are subject to the provisions of the merit system to enter into a contract for the services of a director and assistant director and fix the compensation thereof; empowers said director and the assistant director to act as liaison personnel between the cities, the Regional Director and to negotiate with citizens affected by the overall plan of Urban Redevelopment; designates such other duties as may be provided in said contract in order to expedite Title I of the Federal Housing Act of 1949, as amended, provides that said contract shall be approved by the Regional Director in certain counties classified on a population basis.

Was taken up.

H. 2408 POSTPONED

On motion of Mr. Kinsey, the bill, H. 2408 was postponed to the Thirty-fifty Legislative Day.

And the bill:

H. 2350. To apply only in counties having populations of not less than 75,000 nor more than 90,000; providing an expense allowance for the chairman or president and members of the county commission, or other like governing body of the county.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

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And the bill:

H. 2494. To provide further for the salary of any deputy clerk and register located in a city other than the county seat in counties having a population of not less than 33,550 nor more than 34,000 according to the most recent Federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Bassett	Callahan	Collins
Adams	Benton	Carnes	Connell
Adwell	Boles	Carter	Coshatt
Agee	Boutwell	Casey	Cottingham
Baker	Bowers	Cauthen	Crawford
Bank	Brassell	Cherner	Cross
Barkett	Burgess	Chesnut	Crowe

Culver	Hardin	May	Smith (K)
Dill	Harris	Meeks	Smith (P)
Doss	Headley	Merrill	Snell
Downing	Hearn	Mims	Stewart
Drake	Hill	Naramore	Stokes
Easters	Hobbie	Nettles	Straiton
Edwards	Jackson	O'Daniel	Stubbs
Ellis	Jones (E)	Owens	Taylor
Erdreich	Jones (F)	Parker (H)	Therrell
Falkenburg	King	Parker (T)	Turner
Fite	Kinsey	Perloff	Waggoner
Flippo	Lang	Pruitt	Waldrop
Gafford	Lutz	Reed (T)	Wallace
Gloor	McBride	Reid (R)	Warren
Goodwin	McCluskey	Reynolds	Weeks
Grainger	McCorquodale	Roberts	Williams
Gray (F)	McDonald	Robertson	Wise
Grey (D)	Manley	St. John	Wood
Hale	Mathews	Slate	Wynot

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H. 2709 INDEFINITELY POSTPONED

On motion of Mr. Baker, the bill, H. 2709, was indefinitely postponed.

And the bill:

H. 2664. (With Amendment): Relating to counties having a population of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census; providing for the fixing of supplementary compensation or salary of the official Court Reporters, the Register, the Deputy Register of the Circuit Courts, the Chief Clerk of the Recording Division of the Probate Court, and the Clerk of the Court of General Sessions in any such counties coming under the provisions of this Act, and providing for payment thereof.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 3, said Committee amendment being as follows:

Amend House Bill 2664 by deleting Section 6 and inserting in lieu thereof the following:

Section 6. Any such supplementary compensation approved under the provisions of this Act for the Register of the Circuit Courts shall be payable to any such Register as compensation for the performance by him of his ex officio duties pertaining to the office of the Register.

Further amend House Bill 2664 by adding the following as Section 7.

Section 7. This Act shall become effective upon its passage and approval by the Governor or upon its otherwise becoming a law.

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Gray (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

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Mr. Stokes offered the following amendment to the bill, H. 2664, as amended:

Amend Section 2 of House Bill 2664 by inserting in the second line between the words "Court Reporters" and "the Register" the following:

"all court bailiffs, whether of a court of record or not".

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Connell	Gray (F)	May
Adams	Coshatt	Gray (D)	Meeks
Adwell	Cottingham	Hale	Merrill
Agee	Crawford	Hardin	Mims
Baker	Cross	Harris	Naramore
Bank	Crowe	Headley	Nettles
Barkett	Culver	Hearn	O'Daniel
Bassett	Dill	Hill	Owens
Benton	Doss	Hobbie	Parker (H)
Boles	Downing	Jackson	Parker (T)
Boutwell	Drake	Jones (E)	Perloff
Bowers	Easters	Jones (F)	Pruitt
Brassell	Edwards	King	Reed (T)
Burgess	Ellis	Kinsey	Reid (R)
Callahan	Erdreich	Lang	Reynolds
Carnes	Falkenburg	Lutz	Roberts
Carter	Fite	McBride	Robertson
Casey	Flippo	McCluskey	St. John
Cauthen	Gafford	McCorquodale	Slate
Cherner	Gloor	McDonald	Smith (K)
Chesnut	Goodwin	Manley	Smith (P)
Collins	Grainger	Mathews	Snell

Stewart	Taylor	Waldrop	Williams
Stokes	Therrell	Wallace	Wise
Straiton	Turner	Warren	Wood
Stubbs	Waggoner	Weeks	Wynot

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And the bill, H. 2664, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Buttwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

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And the bill:

H. 2204. To provide that personnel employed by municipal governments located in counties having a population of not less than 300,000 nor more than 500,000 according to the 1970 or any subsequent federal decennial census, may not be discharged by said municipal governments for failure to live within the boundaries of the municipal government, when the boundaries of said municipality have been altered, rearranged or changed so as to exclude the place of residence of any of said personnel.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Baker	Benton	Brassell
Adams	Bank	Boles	Burgess
Adwell	Barkett	Boutwell	Callahan
Agee	Bassett	Bowers	Carnes

Carter	Fite	McBride	Robertson
Casey	Flippo	McCluskey	St. John
Cauthen	Gafford	McCorquodale	Slate
Cherner	Gloor	McDonald	Smith (K)
Chesnut	Goodwin	Manley	Smith (P)
Collins	Grainger	Mathews	Snell
Connell	Gray (F)	May	Stewart
Coshatt	Grey (D)	Meeks	Stokes
Cottingham	Hale	Merrill	Straiton
Crawford	Hardin	Mims	Stubbs
Cross	Harris	Naramore	Taylor
Crowe	Headley	Nettles	Therrell
Culver	Hearn	O'Daniel	Turner
Dill	Hill	Owens	Waggoner
Doss	Hobbie	Parker (H)	Waldrop
Downing	Jackson	Parker (T)	Wallace
Drake	Jones (E)	Perloff	Warren
Easters	Jones (F)	Pruitt	Weeks
Edwards	King	Reed (T)	Williams
Ellis	Kinsey	Reid (R)	Wise
Erdreich	Lang	Reynolds	Wood
Falkenburg	Lutz	Roberts	Wynot

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And the bill:

H. 2209. To propose an amendment to the Constitution of Alabama relative to the effect of school laws and provisions of the Constitution relating to education in Mobile County.

Was taken up.

H. 2209 POSTPONED

On motion of Mr. Therrell, the bill, H. 2209, was postponed to the Thirty-fourth Legislative Day without losing its place on the Calendar.

And the bill:

S. 215. To regulate further the excusing of persons from jury service in the Thirteenth Judicial Circuit; to authorize requiring persons excused from jury service at one time to serve at a subsequent time; and to regulate the compensation of jurors summoned for one week, but required to serve in another.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Bowers	Connell	Easters
Adams	Brassell	Coshatt	Edwards
Adwell	Burgess	Cottingham	Ellis
Agee	Callahan	Crawford	Erdreich
Baker	Carnes	Cross	Falkenburg
Bank	Carter	Crowe	Fite
Barkett	Casey	Culver	Flippo
Bassett	Cauthen	Dill	Gafford
Benton	Cherner	Doss	Gloor
Boles	Chesnut	Downing	Goodwin
Boutwell	Collins	Drake	Grainger

Gray (F)	Lutz	Parker (H)	Stokes
Grey (D)	McBride	Parker (T)	Straiton
Hale	McCluskey	Perloff	Stubbs
Hardin	McCorquodale	Pruitt	Taylor
Harris	McDonald	Reed (T)	Therrell
Headley	Manley	Reid (R)	Turner
Hearn	Mathews	Reynolds	Waggoner
Hill	May	Roberts	Waldrop
Hobbie	Meeks	Robertson	Wallace
Jackson	Merrill	St. John	Warren
Jones (E)	Mims	Slate	Weeks
Jones (F)	Naramore	Smith (K)	Williams
King	Nettles	Smith (P)	Wise
Kinsey	O'Daniel	Snell	Wood
Lang	Owens	Stewart	Wynot

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And the bill:

S. 846. To amend the Title and Section 1 of Act No. 193, H. 444, Regular Session 1943 (Acts 1943, p. 183), which relates to Judicial Notice of Ordinance of Cities which may now or hereafter have a population of One Hundred Seventy Five thousand or more people according to the last or any succeeding federal census.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

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And the bill:

S. 1029. To further amend the title and Section 1 of Act No. 287, H. 193, Special Session 1965 (Acts 1965, p. 395), as last amended, which pro-

vides for compensation of members of the boards of commissioners and imposes a qualifying fee upon persons who desire to become candidates for the office of commissioner of certain cities classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

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And the bill:

S. 1030. To amend further Sections 3, 8, and 9 of Act No. 243 H. 278, first Special Session 1964, as amended, which establishes the pension and relief system for policemen and firemen of the City of Mobile, by changing the amounts of contributions of the members and of the City; by expanding the investment powers of the Board of Pensions and by changing the bond requirement for the Board of Pensions and its members.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Boles	Cauthen	Crowe
Adams	Boutwell	Cherner	Culver
Adwell	Bowers	Chesnut	Dill
Agee	Brassell	Collins	Doss
Baker	Burgess	Connell	Downing
Bank	Callahan	Coshatt	Drake
Barkett	Carnes	Cottingham	Easters
Bassett	Carter	Crawford	Edwards
Benton	Casey	Cross	Ellis

Erdreich	Jackson	Naramore	Snell
Falkenburg	Jones (E)	Nettles	Stewart
Fite	Jones (F)	O'Daniel	Stokes
Flippo	King	Owens	Straiton
Gafford	Kinsey	Parker (H)	Stubbs
Gloor	Lang	Parker (T)	Taylor
Goodwin	Lutz	Perloff	Therrell
Grainger	McBride	Pruitt	Turner
Gray (F)	McCluskey	Reed (T)	Waggoner
Gray (D)	McCorquodale	Reid (R)	Waldrop
Hale	McDonald	Reynolds	Wallace
Hardin	Manley	Roberts	Warren
Harris	Mathews	Robertson	Weeks
Headley	May	St. John	Williams
Hearn	Meeks	Slate	Wise
Hill	Merrill	Smith (K)	Wood
Hobbie	Mims	Smith (P)	Wynot

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And the bill:

H. 2802. To alter, extend and add to the limits of the Town of Satsuma in Mobile County, Alabama so as to include within the corporation limits of said town certain other territory in Mobile County, Alabama, contiguous to said town and to describe the area so added to the said limits of the Town of Satsuma.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Gray (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2624. Relating to counties having a population of not less than 170,000 nor more than 300,000, according to the 1970 or any subsequent Federal Decennial Census; authorizing public hospital corporations organized under the laws of the State of Alabama heretofore or hereafter enacted, with the consent of the governing bodies of said counties and of the largest municipality within said counties to operate a service for the purpose of providing emergency aid, treatment, and emergency transportation for hire to the sick and injured within the counties; providing that such services as are established under the provisions of this act shall be managed, regulated, and controlled by said public hospital corporations; providing that said services may be provided by contract with public or private agencies; authorizing the setting of rates for said services; authorizing the county governing bodies within said population class, and the governing bodies of each municipality within said counties to operate all or any portion of any such service under the contract with any such public hospital corporation establishing such service; providing that neither a public hospital corporation as herein described, or any licensee or contractor of said hospital corporation shall use the streets, avenues, alleys or public places of any city or town as contemplated by Section 230 of the Constitution of Alabama, without first obtaining the consent of the proper authorities of such city or town; and repealing all laws or parts of laws in conflict therewith.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Gray (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

And the bill:

H. 2767. (With Amendment): To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be deposited in the general fund of such counties.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows:

Amend HB 2767 by adding to Section 1 the following: "For services rendered in changing a name—\$10.00."

Strike Section 2 and substitute the following:

"Section 2. All sums collected under the provisions of this Act shall be used to provide workmens compensation benefits for employees of the county collecting the same. The County Commissioners or other like governing body of such county are authorized to use such funds for the procurement of workmens compensation insurance for such county employees."

Amend the title by striking the words "shall be deposited in the general fund of such counties" and inserting in lieu thereof the following: "shall be used to provide workmens compensation benefits for all employees of such counties".

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flipppo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

Mr. Lutz offered the following amendment to the bill, H. 2767, as amended:

Further amend House Bill 2767 by adding to Section 2 as amended the following:

"Any sums received under the provisions of this Act in excess of what is required to provide such workmens compensation benefits and insurance shall be paid over into the general fund of such county at the end of each calendar year."

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2767. To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be used to provide workmens compensation benefits for all employees of such counties.

As thus amended was read a third time at length and passed and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill:

H. 2768. (With Amendment): To provide that the Family Court Division of the Circuit Court of all counties having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census shall collect a filing fee for the filing of juvenile cases in such court and providing further that the Judges of such courts may assess a fine against juveniles for the violation of law and providing for the disposition of such costs and fine.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows:

Section 1 of HB 2768 is hereby amended to read as follows:

"Section 1. The Family Court Division of the Circuit Court of any county having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census may assess and collect a fee in the amount of \$15.00 for the filing of each case in such court wherein a juvenile is adjudged to be delinquent under the provisions of Chapter 7, Title 13, Code of Alabama."

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Bank	Boutwell	Carnes
Adams	Barkett	Rowers	Carter
Adwell	Bassett	Brassell	Casey
Agee	Benton	Burgess	Cauthen
Baker	Boles	Callahan	Cherner

Chesnut	Gloor	McCorquodale	St. John
Collins	Goodwin	McDonald	Slate
Connell	Grainger	Manley	Smith (K)
Coshatt	Gray (F)	Mathews	Smith (P)
Cottingham	Grey (D)	May	Snell
Crawford	Hale	Meeks	Stewart
Cross	Hardin	Merrill	Stokes
Crowe	Harris	Mims	Straiton
Culver	Headley	Naramore	Stubbs
Dill	Hearn	Nettles	Taylor
Doss	Hill	O'Daniel	Therrell
Downing	Hobbie	Owens	Turner
Drake	Jackson	Parker (H)	Waggoner
Easters	Jones (E)	Parker (T)	Waldrop
Edwards	Jones (F)	Perloff	Wallace
Ellis	King	Pruitt	Warren
Erdreich	Kinsey	Reed (T)	Weeks
Falkenburg	Lang	Reid (R)	Williams
Fite	Lutz	Reynolds	Wise
Flippo	McBride	Roberts	Wood
Gafford	McCluskey	Robertson	Wynot

—104

And the bill, H. 2768, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bark	Downing	Kinsey	St. John
Barkert	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2774. (With Amendments): To impose a filing fee of One (\$1.00) Dollar on certain instruments, documents and papers filed for record in the

office of the Probate Judge of Madison County and to authorize the governing body of Madison County to impose an additional similar filing fee not to exceed Four (\$4.00) Dollars, the funds collected therefrom to be used exclusively for the funding of the mental health program in Madison County.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows:

Amend HB 2774 by deleting from the title thereof the words and figures "four (\$4.00) dollars" and insert in lieu thereof the words and figures "two (\$2.00) dollars".

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

The question, then, was on the adoption of the amendment #2 reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows.

Amend House Bill 2774 by striking Section 2 and adding in lieu thereof the following:

"Section 2. In addition to the fee to be collected by the Probate Judge as set forth in the preceeding section of this Act, the County Commission, Board of Revenue, or like governing body of the county may impose an additional fee not to exceed two (2.00) Dollars for filing for record or for recording every contract, deed, real estate mortgage, plat, marriage license, official

bond, bond of personal representative such as executor or and administrator, decree appointing guardians of minors or persons of unsound mind, or charter to a private corporation. Under no circumstances may the total fee imposed hereunder exceed three (\$3.00) Dollars."

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

Mr. Lutz offered the following amendment to the bill, H. 2774, as amended:

Amend HB 2774 as follows:

Change "\$4.00" to "\$2.00" in the title.

Strike Section 2 and insert in lieu thereof the following:

"Section 2. In addition to the fee to be collected by the Probate Judge as set forth in the preceeding section of this Act, the Madison County Commissioner may impose an additional fee not to exceed Two (\$2.00) Dollars for filing for record every contract, deed, real estate mortgage, plat, marriage license, official bond, bond of personal representative, such as executors or administrators, decree appointing guardians of minors or persons of unsound mind, or charter to a private corporation. Under no circumstances may the total fee imposed hereunder exceed Three (\$3.00) Dollars."

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill, H. 2774, as thus amended:

To impose a filing fee of One (\$1.00) Dollar on certain instruments, documents and papers filed for record in the office of the Probate Judge of Madison County and to authorize the governing body of Madison County to impose an additional similar filing fee not to exceed Two (\$2.00) Dollars, the funds collected therefrom to be used exclusively for the funding of the mental health program in Madison County.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Gafford	McBride
Adams	Collins	Gloor	McCluskey
Adwell	Connell	Goodwin	McCorquodale
Agee	Coshatt	Grainger	McDonald
Baker	Cottingham	Gray (F)	Manley
Bank	Crawford	Grey (D)	Mathews
Barkett	Cross	Hale	May
Bassett	Crowe	Hardin	Meeks
Benton	Culver	Harris	Merrill
Boles	Dill	Headley	Mims
Boutwell	Doss	Hearn	Naramore
Bowers	Downing	Hill	Nettles
Brassell	Drake	Hobbie	O'Daniel
Burgess	Easters	Jackson	Owens
Callahan	Edwards	Jones (E)	Parker (H)
Carnes	Ellis	Jones (F)	Parker (T)
Carter	Erdreich	King	Perloff
Casey	Falkenburg	Kinsey	Pruitt
Cauthen	Fite	Lang	Reed (T)
Cherner	Flippo	Lutz	Reid (R)

Reynolds	Smith (P)	Taylor	Warren
Roberts	Snell	Therrell	Weeks
Robertson	Stewart	Turner	Williams
St. John	Stokes	Waggoner	Wise
Slate	Straiton	Waldrop	Wood
Smith (K)	Stubbs	Wallace	Wynot

—105

And the bill:

S. 1150. To repeal Act No. 410, H. 138, 1969 Regular Session, pertaining to off street parking facilities in cities of not less than 100,000 nor more than 150,000.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1152. To repeal Act No. 417, 1957 Regular Session, pertaining to salaries of commission or council members in cities of not less than 125,000 nor more than 250,000.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Boles
Adams	Baker	Bassett	Boutwell
Adwell	Bank	Benton	Bowers

Brassell	Ellis	Lang	Roberts
Burgess	Erdreich	Lutz	Robertson
Callahan	Falkenburg	McBride	St. John
Carnes	Fite	McCluskey	Slate
Carter	Flippo	McCorquodale	Smith (K)
Casey	Gafford	McDonald	Smith (P)
Cauthen	Gloor	Manley	Snell
Cherner	Goodwin	Mathews	Stewart
Chesnut	Grainger	May	Stokes
Collins	Gray (F)	Meeks	Straiton
Connell	Grey (D)	Merrill	Stubbs
Coshatt	Hale	Mims	Taylor
Cottingham	Hardin	Naramore	Therrell
Crawford	Harris	Nettles	Turner
Cross	Headley	O'Daniel	Waggoner
Crowe	Hearn	Owens	Waldrop
Culver	Hill	Parker (H)	Wallace
Dill	Hobbie	Parker (T)	Warren
Doss	Jackson	Perloff	Weeks
Downing	Jones (E)	Pruitt	Williams
Drake	Jones (F)	Reed (T)	Wise
Easters	King	Reid (R)	Wood
Edwards	Kinsey	Reynolds	Wynot

—104

And the bill:

S. 1153. To repeal Act No. 480, H. 871, 1961 Regular Session, approved August 8, 1961, pertaining to planning and zoning in incorporated cities having a population of not less than 100,000 nor more than 200,000.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1154. To repeal Act No. 484, H. 932, 1961 Regular Session, pertaining to employees of waterworks or other boards in all cities of 100,000 nor more than 200,000.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perlloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1155. To repeal Act No. 486, H. 939, 1961 Regular Session, pertaining to retirement systems in cities exceeding 100,000 and not exceeding 200,000.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Bowers	Connell	Easters
Adams	Brassell	Coshatt	Edwards
Adwell	Burgess	Cottingham	Ellis
Agee	Callahan	Crawford	Erdreich
Baker	Carnes	Cross	Falkenburg
Bank	Carter	Crowe	Fite
Barkett	Casey	Culver	Flippo
Bassett	Cauthen	Dill	Gafford
Benton	Cherner	Doss	Gloor
Boles	Chesnut	Downing	Goodwin
Boutwell	Collins	Drake	Grainger

Gray (F)	Lutz	Parker (H)	Stokes
Grey (D)	McBride	Parker (T)	Straiton
Hale	McCluskey	Perloff	Stubbs
Hardin	McCorquodale	Pruitt	Taylor
Harris	McDonald	Reed (T)	Therrell
Headley	Manley	Reid (R)	Turner
Hearn	Mathews	Reynolds	Waggoner
Hill	May	Roberts	Waldrop
Hobbie	Meeks	Robertson	Wallace
Jackson	Merrill	St. John	Warren
Jones (E)	Mims	Slate	Weeks
Jones (F)	Naramore	Smith (K)	Williams
King	Nettles	Smith (P)	Wise
Kinsey	O'Daniel	Snell	Wood
Lang	Owens	Stewart	Wynot

—104

And the bill:

S. 1156. To repeal Act No. 463, H. 869, 1961 Regular Session, requiring cities of not less than 100,000 nor more than 200,000 to become organized under the commission form of government.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1157. To repeal Act No. 407, 1961 Regular Session, pertaining to counties having populations of 150,000 and less than 300,000 in which there is an incorporated city having a population of 100,00 and less than 200,000, and having to do with appointment of a humane officer.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1178. To provide for the manner and procedure for the election of members of the Madison County Commission or like governing body that may be created for Madison County, Alabama.

Was taken up.

S. 1178 POSTPONED

On motion of Mr. King, the bill, S. 1178, was postponed to the Thirty-fifty Legislative Day without losing its place on the Calendar.

And the bill:

S. 1180. To amend all general laws heretofore passed by the Legislature of Alabama, which according to their terms apply only to counties having a population of not less than 110,000 nor more than 165,000 according to the last or most recent federal census, and not heretofore amended so as to change the population classification to which said Acts apply, and not heretofore repealed, with the exception of Act No. 22, H. 108, approved August 19, 1964, as amended, which is expressly excepted from the operation thereof, so as to change the classification thereof to apply only to counties having a population of not less than 170,000 nor more than 300,000, according to the most recent federal decennial census.

Was taken up.

S. 1180 POSTPONED

On motion of Mr. Lutz, the bill, S. 1180, was postponed to the Thirty-fifth Legislative Day.

And the bill:

S. 1187. To repeal Act No. 979, S. 396, 1961 Regular Session, pertaining to proportion of contribution between counties and municipalities to budget of county health department.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1188. To repeal Act No. 1216, H. 1478, 1969 Regular Session, pertaining to municipalities having a population of not less than 70,000 nor more than 120,000 according to the most recent Federal Decennial Census, providing that such municipalities may authorize municipal electric utility boards to make certain expenditures without prior consent and approval of the governing body.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Boles
Adams	Baker	Bassett	Boutwell
Adwell	Bank	Benton	Bowers

Brassell	Ellis	Lang	Roberts
Burgess	Erdreich	Lutz	Robertson
Callahan	Falkenburg	McBride	St. John
Carnes	Fite	McCluskey	Slate
Carter	Flippo	McCorquodale	Smith (K)
Casey	Gafford	McDonald	Smith (P)
Cauthen	Gloor	Manley	Snell
Cherner	Goodwin	Mathews	Stewart
Chesnut	Grainger	May	Stokes
Collins	Gray (F)	Meeks	Straiton
Connell	Grey (D)	Merrill	Stubbs
Coshatt	Hale	Mims	Taylor
Cottingham	Hardin	Naramore	Therrell
Crawford	Harris	Nettles	Turner
Cross	Headley	O'Daniel	Waggoner
Crowe	Hearn	Owens	Waldrop
Culver	Hill	Parker (H)	Wallace
Dill	Hobbie	Parker (T)	Warren
Doss	Jackson	Perloff	Weeks
Downing	Jones (E)	Pruitt	Williams
Drake	Jones (F)	Reed (T)	Wise
Easters	King	Reid (R)	Wood
Edwards	Kinsey	Reynolds	Wynot

—104

And the bill:

H. 1267. Relating to all counties having populations of not less than 24,500 nor more than 25,000 according to the most recent federal decennial census; to extend the juvenile jurisdiction of probate courts or any court authorized by law to exercise such juvenile jurisdiction to children under eighteen years of age.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Connell	Gray (F)	May
Adams	Coshatt	Grey (D)	Meeks
Adwell	Cottingham	Hale	Merrill
Agee	Crawford	Hardin	Mims
Baker	Cross	Harris	Naramore
Bank	Crowe	Headley	Nettles
Barkett	Culver	Hearn	O'Daniel
Bassett	Dill	Hill	Owens
Benton	Doss	Hobbie	Parker (H)
Boles	Downing	Jackson	Parker (T)
Boutwell	Drake	Jones (E)	Perloff
Bowers	Easters	Jones (F)	Pruitt
Brassell	Edwards	King	Reed (T)
Burgess	Ellis	Kinsey	Reid (R)
Callahan	Erdreich	Lang	Reynolds
Carnes	Falkenburg	Lutz	Roberts
Carter	Fite	McBride	Robertson
Casey	Flippo	McCluskey	St. John
Cauthen	Gafford	McCorquodale	Slate
Cherner	Gloor	McDonald	Smith (K)
Chesnut	Goodwin	Manley	Smith (P)
Collins	Grainger	Mathews	Snell

Stewart	Taylor	Waldrop	Williams
Stokes	Therrell	Wallace	Wise
Straiton	Turner	Warren	Wood
Stubbs	Waggoner	Weeks	Wynot

—104

And the bill:

H. 1881. To repeal Act No. 22, H. 216, Special Session 1966 (Acts 1966, p. 44), which act removes all counties having populations of not less than 100,000 nor more than 115,000 from the operation of Act No. 476 of the Regular Session of 1965, approved August 20, 1965.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 1882. To apply in all counties of Alabama having populations of not less than 115,000 and not more than 150,000 according to the latest or any subsequent federal decennial census and to remove all such counties from the operation of Act No. 476, H. 8, Regular Session 1965, approved August 20, 1965, and all acts amendatory thereto.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill:

H. 2467. To establish a Civil Service System for the City of Cullman; to provide a policy for the administration of this act; to divide positions in the city into classified and exempt services, and to provide for changes between such services; to provide a status for present employees; to provide personnel rules and personnel plans of the city; to provide for the organization of the Personnel Board of the city, to establish the qualifications of its members and the duties they will perform; to provide for the adoption, amendment and repeal of rules, regulations, determinations, job classification plans, pay plans, and mandatory and/or permissive retirement plans to effectuate the purposes of this act; to provide for the employment of persons with and without competitive examination; to provide for temporary appointments and the manner in which and the extent to which they shall be made permanent; to provide for the establishment of lists of persons eligible for employment and to establish the manner in which such lists shall be used; to establish a period of probation for certain city employees; to provide for rules governing working hours and leaves of absence; to provide for the laying off of employees; to establish the manner in which employees may be disciplined and to provide a procedure under which certain employees may protest such disciplinary action; to give the Personnel Board the authority to require the attendance of witnesses and the production of documents at such proceedings and to establish penalties for failure to attend or produce records as required; to provide for an appeal from decisions of such board in such protests; to require such Board to maintain certain records; to prohibit and fix the punishment for certain political activity by certain employees of the city; to provide for the expenses of such Board; to guarantee certain rights to the governing body of the city.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2567. To amend the title and Section 1 of Act No. 490, S. 636, Regular Session 1969 (Acts 1969, p. 950), which provides that in any condemnation proceeding instituted in connection with an urban renewal or other redevelopment plan or project the commissions appointed pursuant to Code of Alabama 1940, Title 19, Section 11, as amended, shall fix the value of any property sought to be acquired at no less than the value of such property as of the date of the announcement of the plan or project or slum, blight, or deterioration to be removed in certain counties classified on a population basis.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Bowers	Connell	Easters
Adams	Brassell	Coshatt	Edwards
Adwell	Burgess	Cottingham	Ellis
Agee	Callahan	Crawford	Erdreich
Baker	Carnes	Cross	Falkenburg
Bank	Carter	Crowe	Fite
Barkett	Casey	Culver	Flippo
Bassett	Cauthen	Dill	Gafford
Benton	Cherner	Doss	Gloor
Boles	Chesnut	Downing	Goodwin
Boutwell	Collins	Drake	Grainger

And the bill:

H. 2621. Relating to counties having a population of not less than 65,500 nor more than 75,200 according to the most recent federal decennial census; to provide for the temporary release, at the court's discretion, of certain prisoners in said counties for the purpose of obtaining and working at gainful employment.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2775. Relating to cities having a population of not less than 37,000 nor more than 41,000 according to the most recent federal decennial census; providing for the planning, design, location, financing, acquisition of property for construction, alteration, enlargement, use maintenance, and fostering of off-street automobile parking facilities in such cities.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Baker	Benton	Brassell
Adams	Bank	Boles	Burgess
Adwell	Barkett	Boutwell	Callahan
Agee	Bassett	Bowers	Carnes

Gray (F)	Lutz	Parker (H)	Stokes
Grey (D)	McBride	Parker (T)	Straiton
Hale	McCluskey	Perloff	Stubbs
Hardin	McCorquodale	Pruitt	Taylor
Harris	McDonald	Reed (T)	Therrell
Headley	Manley	Reid (R)	Turner
Hearn	Mathews	Reynolds	Waggoner
Hill	May	Roberts	Waldrop
Hobbie	Meeks	Robertson	Wallace
Jackson	Merrill	St. John	Warren
Jones (E)	Mims	Slate	Weeks
Jones (F)	Naramore	Smith (K)	Williams
King	Nettles	Smith (P)	Wise
Kinsey	O'Daniel	Snell	Wood
Lang	Owens	Stewart	Wynot

—104

And the bill:

H. 2612. Relating to all cities having populations of not less than 33,500 nor more than 36,000 inhabitants according to the last or any subsequent federal decennial census; to declare the public policy of such cities in regard to the extension of the zoning authority of such cities by this Act; and to extend, alter, and rearrange certain of the boundaries of the zoning authority of any such cities so as to include within that authority a certain designated area.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flipppo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
CConnell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

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Carter	Fite	McBride	Robertson
Casey	Flippo	McCluskey	St. John
Cauthen	Gafford	McCorquodale	Slate
Cherner	Gloor	McDonald	Smith (K)
Chesnut	Goodwin	Manley	Smith (P)
Collins	Grainger	Mathews	Snell
Connell	Gray (F)	May	Stewart
Coshatt	Grey (D)	Meeks	Stokes
Cottingham	Hale	Merrill	Straiton
Crawford	Hardin	Mims	Stubbs
Cross	Harris	Naramore	Taylor
Crowe	Headley	Nettles	Therrell
Culver	Hearn	O'Daniel	Turner
Dill	Hill	Owens	Waggoner
Doss	Hobbie	Parker (H)	Waldrop
Downing	Jackson	Parker (T)	Wallace
Drake	Jones (E)	Perloff	Warren
Easters	Jones (F)	Pruitt	Weeks
Edwards	King	Reed (T)	Williams
Ellis	Kinsey	Reid (R)	Wise
Erdreich	Lang	Reynolds	Wood
Falkenburg	Lutz	Roberts	Wynot

—104

And the bill:

H. 2776. Relating to counties having populations of not less than 75,000 nor more than 80,000, according to the most recent federal decennial census; to provide an expense allowance for the judge of the county court; to repeal conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Harris	O'Daniel
Adams	Crawford	Headley	Owens
Adwell	Cross	Hearn	Parker (H)
Agee	Crowe	Hill	Parker (T)
Baker	Culver	Hobbie	Perloff
Bank	Dill	Jackson	Pruitt
Barkett	Doss	Jones (E)	Reed (T)
Bassett	Downing	Jones (F)	Reid (R)
Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner

Waldrop
Wallace

Warren
Weeks

Williams
Wise

Wood
Wynot

—104

And the bill:

H. 2777. Relating to counties having populations of not less than 75,000 nor more than 80,000, according to the most recent federal decennial census; to provide an expense allowance for the court reporter of the county court; to repeal conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2778. Relating to counties having populations of not less than 75,000 nor more than 80,000, according to the most recent Federal decennial census; to provide an expense allowance for each of the probation officers of the county court; to repeal conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Boles
Adams	Baker	Bassett	Boutwell
Adwell	Bank	Benton	Bowers

Brassell	Ellis	Lang	Roberts
Burgess	Erdreich	Lutz	Robertson
Callahan	Falkenburg	McBride	St. John
Carnes	Fite	McCluskey	Slate
Carter	Flippo	McCorquodale	Smith (K)
Casey	Gafford	McDonald	Smith (P)
Cauthen	Gloor	Manley	Snell
Cherner	Goodwin	Mathews	Stewart
Chesnut	Grainger	May	Stokes
Collins	Gray (F)	Meeks	Straiton
Connell	Grey (D)	Merrill	Stubbs
Coshatt	Hale	Mims	Taylor
Cottingham	Hardin	Naramore	Therrell
Crawford	Harris	Nettles	Turner
Cross	Headley	O'Daniel	Waggoner
Crowe	Hearn	Owens	Waldrop
Culver	Hill	Parker (H)	Wallace
Dill	Hobbie	Parker (T)	Warren
Doss	Jackson	Perloff	Weeks
Downing	Jones (E)	Pruitt	Williams
Drake	Jones (F)	Reed (T)	Wise
Easters	King	Reid (R)	Wood
Edwards	Kinsey	Reynolds	Wynot

—104

And the bill:

H. 2779. To alter, rearrange and extend the boundary lines and corporate limits of the City of Decatur in Morgan County.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2786. (With Amendment): Relating to counties having populations of not less than 50,000 nor more than 52,000; levying a privilege, license, or excise tax on the sale, distribution, storage, use, or other consumption of cigarettes and cigars in such counties; providing for the collection and enforcement of the tax, and appropriating the proceeds therefrom.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 1, said Committee amendment being as follows:

Amend Section 2. (a) of House Bill 2786 by striking the words "one cent" and the figures "\$0.01" and substituting in lieu thereof the following:
"two cents (\$0.02)"

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill, H. 2786, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Boles
Adams	Baker	Bassett	Boutwell
Adwell	Bank	Benton	Bowers

Brassell	Ellis	Lang	Roberts
Burgess	Erdreich	Lutz	Robertson
Callahan	Falkenburg	McBride	St. John
Carnes	Fite	McCluskey	Slate
Carter	Flippo	McCorquodale	Smith (K)
Casey	Gafford	McDonald	Smith (P)
Cauthen	Gloor	Manley	Snell
Cherner	Goodwin	Mathews	Stewart
Chesnut	Grainger	May	Stokes
Collins	Gray (F)	Meeks	Straiton
Connell	Grey (D)	Merrill	Stubbs
Coshatt	Hale	Mims	Taylor
Cottingham	Hardin	Naramore	Therrell
Crawford	Harris	Nettles	Turner
Cross	Headley	O'Daniel	Waggoner
Crowe	Hearn	Owens	Waldrop
Culver	Hill	Parker (H)	Wallace
Dill	Hobbie	Parker (T)	Warren
Doss	Jackson	Perloff	Weeks
Downing	Jones (E)	Pruitt	Williams
Drake	Jones (F)	Reed (T)	Wise
Easters	King	Reid (R)	Wood
Edwards	Kinsey	Reynolds	Wynot

—104

And the bill:

H. 2800. Relating to counties having populations of not less than 52,500 nor more than 54,000; to alter, rearrange and extend the corporate limits of certain towns within such counties.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Harris	O'Daniel
Adams	Crawford	Headley	Owens
Adwell	Cross	Hearn	Parker (H)
Agee	Crowe	Hill	Parker (T)
Baker	Culver	Hobbie	Perloff
Bank	Dill	Jackson	Pruitt
Barkett	Doss	Jones (E)	Reed (T)
Bassett	Downing	Jones (F)	Reid (R)
Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner

Waldrop
Wallace

Warren
Weeks

Williams
Wise

Wood
Wynot

—104

And the bill:

H. 2801. To alter or rearrange the boundary lines of the Town of Valley Head, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2803. To regulate further the excusing of persons from jury service in the Twenty-fifty Judicial Circuit; to authorize requiring persons excused from jury service at one time to serve at a subsequent times; and to regulate the compensation of jurors summoned for one week, but required to serve in another.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill:

H. 2804. To alter, rearrange and extend the boundary lines and corporate limits of any city in the State of Alabama having a population of not less than 33,500 nor more than 36,500, according to the 1970 federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Connell	Gray (F)	May
Adams	Coshatt	Grey (D)	Meeks
Adwell	Cottingham	Hale	Merrill
Agee	Crawford	Hardin	Mims
Baker	Cross	Harris	Naramore
Bank	Crowe	Headley	Nettles
Barkett	Culver	Hearn	O'Daniel
Bassett	Dill	Hill	Owens
Benton	Doss	Hobbie	Parker (H)
Boles	Downing	Jackson	Parker (T)
Boutwell	Drake	Jones (E)	Perloff
Bowers	Easters	Jones (F)	Pruitt
Brassell	Edwards	King	Reed (T)
Burgess	Ellis	Kinsey	Reid (R)
Callahan	Erdreich	Lang	Reynolds
Carnes	Falkenburg	Lutz	Roberts
Carter	Fite	McBride	Robertson
Casey	Flippo	McCluskey	St. John
Cauthen	Gafford	McCorquodale	Slate
Cherner	Gloor	McDonald	Smith (K)
Chesnut	Goodwin	Manley	Smith (P)
Collins	Grainger	Mathews	Snell

Stewart
Stokes
Straiton
Stubbs

Taylor
Therrell
Turner
Waggoner

Waldrop
Wallace
Warren
Weeks

Williams
Wise
Wood
Wynot

—104

RESOLUTION

The following resolution was introduced:

By Messrs: Harris, Straiton, Jones (F), Taylor and Hobbie:

H. J. R. 204. COMMENDING THE 151ST ARMY BAND, ALABAMA NATIONAL GUARD

WHEREAS, the 151st Army Band, Alabama National Guard performed for more than 73,000 members of the American Legion and auxiliary guests and patriotic Americans in the Convention City, Houston, Texas during their three day stay August 28-31, 1971, and

WHEREAS, every Alabamian can take pride in the magnificent performances of this band, and

WHEREAS, personal concerts were put on by the Alabama National Guard Band not only in the parade, but for National Headquarters the American Legion, the Rice (host) Hotel for distinguished guests, the Savoy Field Hotel and the National Parade to the delight of many thousands who had the pleasure of hearing them, and

WHEREAS, the director, Warrant Officer Gavin and the band Drum Major and the bandsmen who composed this band performed with musical excellence,

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, Both Houses thereof concurring, That the 151st Army Band, Alabama National Guard be commended for a job well done.

Under the provisions of Joint Rule 12, the Clerk was instructed to hold the resolution, H. J. R. 204, on the Clerk's desk for one legislative Day.

BILLS ON THIRD READING RESUMED

And the bill:

H. 2807. Relating to Hale County; levying a privilege license or excise tax on certain sellers and distributors of spirituous or vinous liquor; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; authorizing the county commission to levy an additional tax upon such sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the Act by the county treasurer and the collection, apportionment, and distribution of the proceeds of the Act; prescribing penalties for violations and giving the Act a retroactive effect.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104: Nays 0.

Yeas:

Mr. Speaker
Adams

Adwell
Agee

Baker
Bank

Barkett
Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill:

H. 2808. To repeal Act No. 215, H. 254, approved August 4, 1961, Regular Session 1961 (Acts 1961, p. 243), entitled "An Act To provide for the payment of an expense allowance to members of the board of revenue, court of county commissioners, or other like governing body of all counties having a population of not less than 14,300 nor more than 14,800 according to the last or any subsequent federal decennial census."

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Gafford	McBride
Adams	Collins	Gloor	McCluskey
Adwell	Connell	Goodwin	McCorquodale
Agee	Coshatt	Grainger	McDonald
Baker	Cottingham	Gray (F)	Manley
Bank	Crawford	Grey (D)	Mathews
Barkett	Cross	Hale	May
Bassett	Crowe	Hardin	Meeks
Benton	Culver	Harris	Merrill
Boles	Dill	Headley	Mims
Boutwell	Doss	Hearn	Naramore
Bowers	Downing	Hill	Nettles
Brassell	Drake	Hobbie	O'Daniel
Burgess	Easters	Jackson	Owens
Callahan	Edwards	Jones (E)	Parker (H)
Carnes	Ellis	Jones (F)	Parker (T)
Carter	Erdreich	King	Perloff
Casey	Falkenburg	Kinsey	Pruitt
Cauthen	Fite	Lang	Reed (T)
Cherner	Flippo	Lutz	Reid (R)

Reynolds	Smith (P)	Taylor	Warren
Roberts	Snell	Therrell	Weeks
Robertson	Stewart	Turner	Williams
St. John	Stokes	Waggoner	Wise
Slate	Straiton	Waldrop	Wood
Smith (K)	Stubbs	Wallace	Wynot

—104

And the bill:

H. 2809. To repeal Act No. 145, H. 181, as last amended, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 194), entitled, "An Act providing expense allowances for members of the governing bodies of counties having populations of not less than 14,300 nor more than 14,600."

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2811. Relating to the organization, jurisdiction and functions of certain Courts of Morgan County; revising the interior court system of said county; establishing "The Morgan County Court", defining its jurisdiction and powers, providing for its officers, their election; terms of office, powers, duties, and compensation, and for costs and fees in such court, abolishing "The Morgan County Court of Morgan County, Alabama" under the special laws creating it, providing for the transfer of all cases pending in said court to "The Morgan County Court", and providing for juvenile detention facilities in Morgan County, and juvenile probation officers and officers of the court.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boies	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2812. To allow prospective jurors to be excused in capital cases outside the presence of the defendant in the Eighth Judicial Circuit of Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Carnes	Doss	Grey (D)
Adams	Carter	Downing	Hale
Adwell	Casey	Drake	Hardin
Agee	Cauthen	Easters	Harris
Baker	Cherner	Edwards	Headley
Bank	Chesnut	Ellis	Hearn
Barkett	Collins	Erdreich	Hill
Bassett	Connell	Falkenburg	Hobbie
Benton	Coshatt	Fite	Jackson
Boles	Cottingham	Flippo	Jones (E)
Boutwell	Crawford	Gafford	Jones (F)
Bowers	Cross	Gloor	King
Brassell	Crowe	Goodwin	Kinsey
Burgess	Culver	Grainger	Lang
Callahan	Dill	Gray (F)	Lutz

McBride	Nettles	Robertson	Therrell
McCluskey	O'Daniel	St. John	Turner
McCorquodale	Owens	Slate	Waggoner
McDonald	Parker (H)	Smith (K)	Waldrop
Manley	Parker (T)	Smith (P)	Wallace
Mathews	Perloff	Snell	Warren
May	Pruitt	Stewart	Weeks
Meeks	Reed (T)	Stokes	Williams
Merrill	Reid (R)	Straiton	Wise
Mims	Reynolds	Stubbs	Wood
Naramore	Roberts	Taylor	Wynot

—104

And the bill:

H. 2813. To amend the title and body of Act No. 165, H. 554, Regular Session 1945, (Acts 1945, Page 82), providing for the creation of a Hospital Board of Morgan County, Alabama, to manage and control the hospital and hospital properties to be acquired by Morgan County, Alabama, and the City of Decatur, Alabama, and to provide for the membership of said board and its power, duty and authority, and the power and authority of the City of Decatur and Morgan County with reference thereto; to declare that said board is created for the purpose of continuing the operation of a hospital formerly known as Benevolent Society Hospital and is entitled to the benefits of all devises and bequests made for the benefit of said hospital, particularly the bequest made in the will of W. R. Spight, deceased, and the bequest made in the will of Mary D. Simpson, deceased, and to require the trustees of the funds so bequeathed to account to said board for the same, and to further provide for additional physician members on said Board, their mode of selection, their powers and term of office.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Hale	Mims
Adams	Cottingham	Hardin	Naramore
Adwell	Crawford	Harris	Nettles
Agee	Cross	Headley	O'Daniel
Baker	Crowe	Hearn	Owens
Bank	Culver	Hill	Parker (H)
Barkett	Dill	Hobbie	Parker (T)
Bassett	Doss	Jackson	Perloff
Benton	Downing	Jones (E)	Pruitt
Boles	Drake	Jones (F)	Reed (T)
Boutwell	Easters	King	Reid (R)
Bowers	Edwards	Kinsey	Reynolds
Brassell	Ellis	Lang	Roberts
Burgess	Erdreich	Lutz	Robertson
Callahan	Falkenburg	McBride	St. John
Carnes	Fite	McCluskey	Slate
Carter	Flippo	McCorquodale	Smith (K)
Casey	Gafford	McDonald	Smith (P)
Cauthen	Gloor	Manley	Snell
Cherner	Goodwin	Mathews	Stewart
Chesnut	Grainger	May	Stokes
Collins	Gray (F)	Meeks	Straiton
Connell	Grey (D)	Merrill	Stubbs

Taylor	Waggoner	Warren	Wise
Therrell	Waldrop	Weeks	Wood
Turner	Wallace	Williams	Wynot

—104

And the bill:

H. 2814. To alter, rearrange and extend the corporate limits of the Town of Vernon, Lamar County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Gray (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2815. To change the method of compensating the judge of probate, the tax assessor, the tax collector, the circuit clerk and register in chancery of Lawrence County; fixing the salaries of such officers and providing for the clerical assistance, office space, equipment and supplies necessary for the conduct of their respective offices on a salary basis.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Boles
Adams	Baker	Bassett	Boutwell
Adwell	Bank	Benton	Bowers

Brassell	Ellis	Lang	Roberts
Burgess	Erdreich	Lutz	Robertson
Callahan	Falkenburg	McBride	St. John
Carnes	Fite	McCluskey	Slate
Carter	Flippo	McCorquodale	Smith (K)
Casey	Gafford	McDonald	Smith (P)
Cauthen	Gloor	Manley	Snell
Cherner	Goodwin	Mathews	Stewart
Chesnut	Grainger	May	Stokes
Collins	Gray (F)	Meeks	Straiton
Connell	Grey (D)	Merrill	Stubbs
Coshatt	Hale	Mims	Taylor
Cottingham	Hardin	Naramore	Therrell
Crawford	Harris	Nettles	Turner
Cross	Headley	O'Daniel	Waggoner
Crowe	Hearn	Owens	Waldrop
Culver	Hill	Parker (H)	Wallace
Dill	Hobbie	Parker (T)	Warren
Doss	Jackson	Perloff	Weeks
Downing	Jones (E)	Pruitt	Williams
Drake	Jones (F)	Reed (T)	Wise
Easters	King	Reid (R)	Wood
Edwards	Kinsey	Reynolds	Wynot

—104

And the bill:

H. 2816. Proposing an amendment to the Constitution of Alabama relating to the compensation of certain officers of Lawrence County.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2817. Proposing an amendment to the Constitution of Alabama authorizing the levying of a special property tax in Lee County for improving enforcement of laws relative to and providing facilities for juveniles.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2819. To authorize the Shelby County Governing Body to appropriate an allowance for expenses for the Shelby County coroner.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Chesnut	Doss
Adams	Bowers	Collins	Downing
Adwell	Brassell	Connell	Drake
Agee	Burgess	Coshatt	Easters
Baker	Callahan	Cottingham	Edwards
Bank	Carnes	Crawford	Ellis
Barkett	Carter	Cross	Erdreich
Bassett	Casey	Crowe	Falkenburg
Benton	Cauthen	Culver	Fite
Boles	Cherner	Dill	Flippo

Gafford	King	O'Daniel	Stewart
Gloor	Kinsey	Owens	Stokes
Goodwin	Lang	Parker (H)	Straiton
Grainger	Lutz	Parker (T)	Stubbs
Gray (F)	McBride	Perloff	Taylor
Grey (D)	McCluskey	Pruitt	Therrell
Hale	McCorquodale	Reed (T)	Turner
Hardin	McDonald	Reid (R)	Waggoner
Harris	Manley	Reynolds	Waldrop
Headley	Mathews	Roberts	Wallace
Hearn	May	Robertson	Warren
Hill	Meeks	St. John	Weeks
Hobbie	Merrill	Slate	Williams
Jackson	Mims	Smith (K)	Wise
Jones (E)	Namore	Smith (P)	Wood
Jones (F)	Nettles	Snell	Wynot

—104

And the bill:

H. 2822. Relating to St. Clair County, authorizing any bank situated within the county to open, establish, operate and maintain a branch bank, branch office, or other place of business at Moody in said County.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Namore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2826. To amend Sections 5 and 31 of an Act approved May 25, 1945, as shown by a local act of 1945 beginning on page 23 and entitled, "An

Act to abolish the Court of County Commissioners of Covington County, Alabama, and to create a Court of Record to be called "The Board of Revenue of Covington County," consisting of a president, who shall be elected by the voters of the whole county, and four associate members, one of whom shall be elected from each district of the county, which the Act divides into four districts; to name the president and associate members of the board pending election, to provide for their election at the General Election in 1948, and every four years thereafter, and to fix their terms of office, to prescribe the personal, political and geographical qualifications of the president and of each associate member of said board; to direct that vacancies on said board shall be filled by appointment of the Governor, who shall observe the qualifications prescribed herein; to prescribe the duties, powers, authority, jurisdiction and responsibility of the president, president pro tempore, each associate member of the board, and of such board as a whole; to fix a regular meeting date for said board; to authorize special meetings and to direct how they shall be called; to prescribe a quorum for each such meeting; to provide for allocations of county funds to each district and for withdrawal thereof; to provide for the appointment of a board clerk and treasurer and to prescribe their duties, salary, and period of employment; to provide for an annual salary to be paid the president and each associate member of the board in lieu of all other compensation and allowances except that they, the clerk, county road supervisor and all other employees, while out of the county, shall be paid certain expenses; to provide that the president and each associate member of the Board, the clerk, the treasurer, road supervisor, and such other employees of the county as the board shall designate, shall give a bond, payable to the county, for the performance of their duties, to direct the payment of all premiums on bonds herein required; to determine and to authorize a determination from what county funds all salaries, compensations, wages, allowances and expenses, and bond premiums shall be paid; to fix the effective date of this act; and to provide a saving clause and that all laws or parts of laws in conflict with this Act be repealed, by providing in Section 5 thereof that the President of said Board and each Associate Member thereof shall be qualified elector of Covington County and shall be elected from the County at large. Each district as established in Section 3 of said Act shall be entitled to a Member on said Board and each candidate for election as an Associate Member of said Board upon qualification for election as such Associate Member of such Board shall specify at the time of his or her qualification the designated district for which he or she seeks election. And by further providing in Section 31 of said Act that the amount of such money appropriated to the contingent fund as provided by said Section be increased from One Thousand Dollars (\$1,000.00) to Fifteen Hundred Dollars (\$1500.00) and further providing that said Act to become effective upon its passage and approval by the Governor or its otherwise becoming a law.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Barkett	Brassell	Cauthen
Adams	Bassett	Burgess	Cherner
Adwell	Benton	Callahan	Chesnut
Agee	Boles	Carnes	Collins
Baker	Boutwell	Carter	Connell
Bank	Bowers	Casey	Coshatt

Cottingham	Gray (F)	Manley	Slate
Crawford	Grey (D)	Mathews	Smith (K)
Cross	Hale	May	Smith (P)
Crowe	Hardin	Meeks	Snell
Culver	Harris	Merrill	Stewart
Dill	Headley	Mims	Stokes
Doss	Hearn	Naramore	Straiton
Downing	Hill	Nettles	Stubbs
Drake	Hobbie	O'Daniel	Taylor
Easters	Jackson	Owens	Therrell
Edwards	Jones (E)	Parker (H)	Turner
Ellis	Jones (F)	Parker (T)	Waggoner
Erdreich	King	Perloff	Waldrop
Falkenburg	Kinsey	Pruitt	Wallace
Fite	Lang	Reed (T)	Warren
Flippo	Lutz	Reid (R)	Weeks
Gafford	McBride	Revnolds	Williams
Gloor	McCluskey	Roberts	Wise
Goodwin	McCorquodale	Robertson	Wood
Grainger	McDonald	St. John	Wynot

—104

And the bill:

H. 2829. (With Substitute): Relating to all counties having populations of not less than 95,000 nor more than 115,000 according to the most recent federal decennial census; to impose a tax upon the sale by liquor licenses of liquor in miniature packages; providing for the administration of this Act and the collection and use of the proceeds; requiring permits for taxable sales to be made, and providing penalties for violations of this Act.

Was taken up.

The question, then, was on the adoption of the substitute reported by the Standing Committee on Local Legislation No. 1, said Committee substitute being as follows:

**A BILL
TO BE ENTITLED
AN ACT**

Relating to all counties having populations of not less than 95,000 nor more than 115,000 according to the most recent federal decennial census; to impose a tax upon the sale by liquor licensees of spirituous or vinous liquors and an additional tax on malt or brewed beverages when sold for on-premises consumption; providing for the administration of this Act and the collection and use of the proceeds; requiring permits for taxable sales of spirituous and vinous liquors and malt or brewed beverages; and providing penalties for violations of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply only in counties having populations of not less than 95,000 nor more than 115,000 according to the most recent federal decennial census.

Section 2. In any city in such county in which the sale of spirituous or vinous liquors or beverages or malt or brewed beverages for consumption on the premises where sold has been authorized by general or local law it shall be unlawful for any person, firm or corporation to sell malt or brewed bever-

ages for consumption on the premises where sold without having obtained a license to so sell such beverages from the judge of probate of the county, as heretofore required by law of sellers and distributors of malt or brewed beverages in such counties.

It shall also be unlawful for any person, firm or corporation, other than the State Alcoholic Beverage Control Board, to sell at retail in any such city in any such county any spirituous or vinous liquors without first obtaining a special license from the probate judge.

Licenses required by this Section shall expire on September 30, following purchase. All proceeds from such licenses, less the cost of issuance, shall be disbursed as provided in Section 11 of this bill.

Nothing contained in this Act shall authorize any sale of said liquors within the said municipality if such sale is prohibited by any other law of this State.

Section 3. In addition to all other taxes heretofore or hereafter levied on the possession for sale or the sale of alcoholic beverages in Alabama a tax is hereby levied on the possession for sale or the sale of spirituous, vinous and malt or brewed beverages in all counties to which this Act applies in the following amounts:

On each bottle or other container of spirituous or vinous liquor sold at retail other than at a State Alcoholic Beverage Control Board store, twenty percent of the purchase price thereof.

On malt or brewed beverages consumed on the premises, a sum and amount equal to twenty percent of the sales price on each twelve fluid ounces or fractional part thereof. This tax shall be in addition to any and all local taxes heretofore levied.

Section 4. The tax authorized herein shall be collected by or under the supervision and control of the probate judge who shall be solely responsible for the administration of this Act. Said probate judge is hereby empowered to adopt such rules and regulations and administrative machinery for the enforcement and collection of the tax levied by this Act as he shall determine necessary. The probate judge shall be authorized to employ such personnel and inspectors to assist in the administration and enforcement of this Act as he may deem necessary. It shall be the duty of the sheriff and other duly constituted officers to enforce the provisions of this Act and nothing herein shall be interpreted as relieving them of such duty.

Section 5. (a) Each and every seller who has made any sales taxable under this Act shall, on or before the 15th day of the first full calendar month after the effective date of this Act, and on or before the 15th day of each calendar month thereafter, file with the probate judge a written statement sworn to and subscribed by such seller, showing the name and address of such seller, each and every purchase of spirituous and vinous liquor made by such seller during the calendar month next preceding, together with the name and address of the particular state wholesale store from which such purchases were made, the brand or brands of such liquors, the quantity of each brand, the size of the packages of each brand, the date or dates on which such purchases were made.

(b) Any seller failing, refusing, or omitting to file the statements herein prescribed shall be guilty of a misdemeanor, and each day such default continues shall constitute a separate offense.

Section 6. (a) It shall be the duty of any person subject to the tax imposed by this Act to keep full and complete records of all purchases, sales, receipts, inventories and all other matters from which the correct amount of tax to which such person is subject may be ascertained; in the event that such person should discontinue his business, he shall not destroy or dispose of such records until he shall have given to the probate judge thirty days' notice in writing of his intent to destroy or dispose of such records. The probate judge or his duly authorized agent is authorized to inspect such records and to make copies of such parts of same as he may deem desirable or proper. The failure to keep such records, or destruction without giving the prescribed notice, shall constitute a misdemeanor, punishable in accordance with law.

(b) Upon demand by the probate judge or his authorized deputy or agent, auditor or representative, it shall be the duty of any person subject to the tax imposed by this Act, to furnish, without delay, all such information as may be required for determination of the correct amount of tax to which such person is subject, and to that end it shall be the duty of such person to submit to such demanding person, for inspection and examination during reasonable business hours and at such person's place of business, all books of account, invoices, papers, reports, sales, receipts, inventories and any other information from which the correct amount of tax to which such person is subject, may be determined, including herein the exhibition of bank deposit books and bank statements. Any person failing or refusing to submit such records for such inspection or examination upon lawful demand therefor shall be guilty of a misdemeanor, punishable according to law.

(c) Should any person subject to the provisions of this Act not keep and have in his possession or control correct and detailed books of account, invoices, papers, reports or memoranda correctly showing the date and information necessary for the determination of the correct amount of the tax due, and the required information as to sales in the several tax areas; or, if, having the same in possession or under control such person shall fail or refuse to submit and exhibit same for inspection and examination as herein required, then and in that event it shall be the duty of the probate judge to ascertain from such information and data as it may reasonably obtain the correct amount of tax due from such person and to assess the same against such person and give to such person notice of such assessment and demand of him immediate payment of the amount thereof. If such amount be not paid within ten days after receipt of notice and demand for payment, then such failure to pay shall constitute a misdemeanor, and each day of delay in payment shall constitute a separate offense.

(d) The tax shall be paid by each seller when he makes his report as required by Section 5.

Section 7. (a) It shall be the duty of the probate judge to prepare such forms as may be necessary for use by sellers in complying with the provisions of this Act, and to furnish the same to such sellers as they may be required.

(b) It shall be the duty of the probate judge to enforce the provisions of this Act and to that end his duly appointed agent or the sheriff or a deputy sheriff or any other legally constituted officer of the county is hereby authorized to enter any premises of any seller at any time during the hours in which such seller is engaged in the business of selling and to inspect the inventory of any spirituous and vinous liquors within the seller's premises for the purpose of determining whether or not said seller is in possession of any untaxed packages.

Section 8. Unlawful Acts. Among others, the following acts shall be unlawful and punished as misdemeanors:

(a) It shall be unlawful for any person to have in his possession or under his control any spirituous or vinous liquors on which all taxes required by law have not been paid.

(b) It shall be unlawful to reuse or refill any package upon which the tax for the sale thereof has been paid.

Section 9. Any inspector employed under the provisions of this Act or any sheriff or any deputy sheriff or any municipal police officer shall have authority to seize without warrant any and all packages of spirituous or vinous liquors or malt or brewed beverages on which there are any taxes due under general laws of this State of this Act. After such seizure such liquors are hereby declared to be contraband goods, and upon such confiscation shall be delivered to the probate judge for sale at public auction to the highest bidder after due advertisement; the proceeds of the sale of such liquors sold hereunder after paying all costs shall be distributed as provided under Section 11 of this Act. The probate judge upon receiving said liquors shall proceed as follows: First, he shall cause a list containing a particular description of the liquors seized showing the quantity of each brand, the date or dates on which confiscated, and the person or persons from whom confiscated, to be prepared in duplicate. The said probate judge shall proceed to post a notice for three weeks in writing at three places in the county that the seizure was made, describing the liquors seized and the quantity of each brand and stating the time and place and cause of their seizure, and requiring any person claiming such liquors to appear and make such claim within twenty-one days from the date of the first posting of such notice. Second, any person claiming such liquors so seized as contraband within the time specified in the notice may file with the probate judge a claim in writing stating his interest in the liquors seized and shall execute a bond to the probate judge in the penal sum equal to double the value of the liquors so seized, but in no case shall the said bond be less than the sum of \$100.00 with sureties to be approved by the probate judge and conditioned that in the case of condemnation of the liquors, the obligator shall pay to the probate judge for the benefit of the county, the full value of the liquors so seized, and all costs or expenses of the proceedings to obtain such condemnation, including a reasonable attorney's fee. Upon the delivery of such bond to the probate judge, he shall transmit the same with the duplicate list or description of the liquors so seized to the county attorney or to the district attorney of the county, and the said county attorney or district attorney shall file a bill in the Circuit Court in Equity to secure the forfeiture of said liquors. Upon filing the bond as aforesaid, the said liquors shall be delivered to the claimant pending the outcome of said case, provided, however, the proper license tax must be paid by the claimant before said liquors are delivered to him by the probate judge. Third, if no claim is interposed or no bond given within the time above specified, such liquors shall be forfeited without further proceedings and the same shall be sold to the highest bidder. In addition to said bid, said purchaser shall pay the tax on said liquors as provided for by this Act. The proceedings against such liquors pursuant to the provisions of this Act shall be considered as proceedings in rem.

Section 10. Collection of the tax may be accomplished in this fashion:

The probate judge may procure decals or other devices susceptible of being affixed, with measurable permanence, to spirituous and vinous liquors to be sold, each of which decals or other devices shall bear in legible charac-

ters a notation that it evidences the payment of the tax levied by this Act, and may procure such forms and other printed matter and materials as may be necessary in the administration of this Act. Decals or other devices may be furnished to each seller of spirituous and vinous liquors, upon his request therefor and payment of the amount of tax corresponding to the stated value of the decals or other devices that he procures, less an eight percent (8%) discount. Each seller must affix to each container of such liquor the appropriate decals or other devices before the same is sold.

Section 11. The proceeds of the tax imposed by this Act shall be paid into the general fund in the county treasury and the proceeds of such tax shall be disbursed out of the county treasury as follows:

An amount equal to 25% thereof shall be disbursed to the city and county boards of education in such county on the same basis as funds are distributed to said boards under the minimum program.

An amount equal to 15% thereof shall be disbursed to the mental health authority serving such county.

An amount equal to 12½ % thereof shall be disbursed to the municipality in which the tax is collected.

An amount equal to 35% thereof shall be deposited in a special fund and used by the county commission in its discretion, for medical and hospital care for the indigent.

An amount equal to 12½ % thereof shall remain in the general fund of the county, to be disbursed as any other county funds are disbursed.

Section 12. Any person, firm, or corporation who violates any provision of this act or the rules and regulations as may be provided by the probate judge shall be guilty of a misdemeanor and upon conviction shall be punished as prescribed by law. Each month such violation continues shall constitute a separate offense.

Section 13. Any person, firm, or corporation who fails to pay the tax herein levied within the time prescribed in the rules and regulations promulgated by the probate judge shall pay in addition to the tax, a penalty of ten per cent of the amount of tax, together with interest thereon at the rate of one-half of one per cent per month or fraction thereof, from the date at which the tax herein levied becomes payable, such penalty and interest to be assessed and collected as a part of the tax.

Section 14. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 15. All laws or parts of laws which conflict with this act are repealed.

Section 16. This act shall become effective on the first day of the calendar month immediately following its passage and approval by the Governor or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker
Adams

Adwell
Agee

Baker
Bank

Barkett
Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill, H. 2829, as thus amended:

Relating to all counties having populations of not less than 95,000 nor more than 115,000 according to the most recent federal decennial census; to impose a tax upon the sale by liquor licensees of spirituous or vinous liquors and an additional tax on malt or brewed beverages when sold for on-premises consumption; providing for the administration of this Act and the collection and use of the proceeds; requiring permits for taxable sales of spirituous and vinous liquors and malt or brewed beverages; and providing penalties for violations of this Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cauthen	Erdreich	Jones (E)
Adams	Cherner	Falkenburg	Jones (F)
Adwell	Chesnut	Fite	King
Agee	Collins	Flippo	Kinsey
Baker	Connell	Gafford	Lang
Bank	Coshatt	Gloor	Lutz
Barkett	Cottingham	Goodwin	McBride
Bassett	Crawford	Grainger	McCluskey
Benton	Cross	Gray (F)	McCorquodale
Boles	Crowe	Grey (D)	McDonald
Boutwell	Culver	Hale	Manley
Bowers	Dill	Hardin	Mathews
Brassell	Doss	Harris	May
Burgess	Downing	Headley	Meeks
Callahan	Drake	Hearn	Merrill
Carnes	Easters	Hill	Mims
Carter	Edwards	Hobbie	Naramore
Casey	Ellis	Jackson	Nettles

O'Daniel	Reynolds	Stewart	Waldrop
Owens	Roberts	Stokes	Wallace
Parker (H)	Robertson	Straiton	Warren
Parker (T)	St. John	Stubbs	Weeks
Perloff	Slate	Taylor	Williams
Pruitt	Smith (K)	Therrell	Wise
Reed (T)	Smith (P)	Turner	Wood
Reid (R)	Snell	Waggoner	Wynot

—104

And the bill:

H. 2830. Relating to counties having populations of not less than 55,500 inhabitants nor more than 56,500 inhabitants according to the most recent or any subsequent federal decennial census; to regulate the amount of the clerk and sheriff's fees charged by the circuit courts (criminal and civil divisions) and by the intermediate courts (criminal, civil, and equity divisions) and to regulate the amount of certain other fees and costs charged by such courts in counties coming under the provisions of this Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2831. To amend Section 1 of Act No. 332, H. 688, Regular Session 1969 (Acts 1969, p. 706) which act provides for the appointment and tenure and number and fixing the compensation of Bailiffs for the Sixth Judicial Circuit of Alabama.

Was taken up.

Mr. Bank offered the following amendment to the bill:

Amend Section 1 of House Bill No. 2831 by adding at the end of Section 1 the following: "No bailiffs will be eligible for this increase in salary under this Act unless they have served twelve (12) months or longer as a bailiff in the 6th Judicial Circuit."

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill, H. 2831, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Burgess	Cross	Flippo
Adams	Callahan	Crowe	Gafford
Adwell	Carnes	Culver	Gloor
Agee	Carter	Dill	Goodwin
Baker	Casey	Doss	Grainger
Bank	Cauthen	Downing	Gray (F)
Barkett	Cherner	Drake	Grey (D)
Bassett	Chesnut	Easters	Hale
Benton	Collins	Edwards	Hardin
Boles	Connell	Ellis	Harris
Boutwell	Coshatt	Erdreich	Headley
Bowers	Cottingham	Falkenburg	Hearn
Brassell	Crawford	Fite	Hill

Hobbie	Mathews	Reed (T)	Stubbs
Jackson	May	Reid (R)	Taylor
Jones (E)	Meeks	Reynolds	Therrell
Jones (F)	Merrill	Roberts	Turner
King	Mims	Robertson	Waggoner
Kinsey	Naramore	St. John	Waldrop
Lang	Nettles	Slate	Wallace
Lutz	O'Daniel	Smith (K)	Warren
McBride	Owens	Smith (P)	Weeks
McCluskey	Parker (H)	Snell	Williams
McCorquodale	Parker (T)	Stewart	Wise
McDonald	Perloff	Stokes	Wood
Manley	Pruitt	Straiton	Wynot

—104

And the bill:

H. 2836. Relating to counties having populations of not less than 65,500 nor more than 75,200, according to the most recent federal decennial census; dividing all such counties which have heretofore been divided into four commissioners' districts into two commissioners' districts in lieu of the present four commissioners' districts; providing for the election of two commissioners for each district; and fixing their qualifications and term of office.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 408. To amend Act No. 679, H. 1377, Regular Session 1961 (Acts 1961, p. 953), which act regulates and licenses barbers and barber colleges in

Morgan County, by prohibiting the employment of non-licensed barbers in barber shops; by exempting certain barbers from paying the license fees; and by providing a penalty for failure to renew a barber's license within a certain period; and by fixing standards of qualification for instructors in barber colleges.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 429. Relating to counties having populations not less than 34,000 nor more than 34,500, according to the most recent federal decennial census; to provide for the seizure and confiscation of property used in illegal night hunting of deer.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Boles	Cauthen	Crowe
Adams	Boutwell	Cherner	Culver
Adwell	Bowers	Chesnut	Dill
Agee	Brassell	Collins	Doss
Baker	Burgess	Connell	Downing
Bank	Callahan	Coshatt	Drake
Barkett	Carnes	Cottingham	Easters
Bassett	Carter	Crawford	Edwards
Benton	Casey	Cross	Ellis

Erdreich	Jackson	Naramore	Snell
Falkenburg	Jones (E)	Nettles	Stewart
Fite	Jones (F)	O'Daniel	Stokes
Flippo	King	Owens	Straiton
Gafford	Kinsey	Parker (H)	Stubbs
Gloor	Lang	Parker (T)	Taylor
Goodwin	Lutz	Perloff	Therrell
Grainger	McBride	Pruitt	Turner
Gray (F)	McCluskey	Reed (T)	Waggoner
Grey (D)	McCorquodale	Reid (R)	Waldrop
Hale	McDonald	Reynolds	Wallace
Hardin	Manley	Roberts	Warren
Harris	Mathews	Robertson	Weeks
Headley	May	St. John	Williams
Hearn	Meeks	Slate	Wise
Hill	Merrill	Smith (K)	Wood
Hobbie	Mims	Smith (P)	Wynot

—104

And the bill:

S. 750. (With Amendment): To apply only in counties having populations of not less than 110,000 nor more than 150,000; providing further for the compensation of certain officers of the county courts of such counties.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 1, said Committee amendment being as follows:

In Section 1 strike out the words and figures: "eight thousand four hundred dollars (\$8,400.00)," and insert in lieu thereof the following: nine thousand dollars (\$9,000.00)

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Collins	Goodwin	McDonald
Adams	Connell	Grainger	Manley
Adwell	Coshatt	Gray (F)	Mathews
Agee	Cottingham	Grey (D)	May
Baker	Crawford	Hale	Meeks
Bank	Cross	Hardin	Merrill
Barkett	Crowe	Harris	Mims
Bassett	Culver	Headley	Naramore
Benton	Dill	Hearn	Nettles
Boles	Doss	Hill	O'Daniel
Boutwell	Downing	Hobbie	Owens
Bowers	Drake	Jackson	Parker (H)
Brassell	Easters	Jones (E)	Parker (T)
Burgess	Edwards	Jones (F)	Perloff
Callahan	Ellis	King	Pruitt
Carnes	Erdreich	Kinsey	Reed (T)
Carter	Falkenburg	Lang	Reid (R)
Casey	Fite	Lutz	Reynolds
Cauthen	Flippo	McBride	Roberts
Cherner	Gafford	McCluskey	Robertson
Chesnut	Gloor	McCorquodale	St. John

Slate	Stokes	Turner	Weeks
Smith (K)	Straiton	Waggoner	Williams
Smith (P)	Stubbs	Waldrop	Wise
Snell	Taylor	Wallace	Wood
Stewart	Therrell	Warren	Wynot

—104

And the bill, S. 750, as thus amended, was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 759. To apply in all those counties in Alabama having a population of not less than 110,000 and not more than 150,000 inhabitants, according to the latest or any subsequent Federal Decennial Census, and to provide for an appeal to the Circuit Court of such counties by any Attorney at Law convicted in any Recorder's Court, or other Municipal Court, of contempt of such Court, and to provide that no appeal bond in such cases shall be in an amount in excess of \$300.00 and to provide for the approval of any such appeal bond by any Circuit Judge, Probate Judge, or Justice of the Peace in any such county; and to provide for the suspension of any punishment meted out by any such Recorder, or other Municipal Judge, pending the outcome of such appeal and to provide for a trial by jury of such contempt charge, when any such appeal is made, and to repeal all laws or parts of laws in conflict with this act.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill:

S. 776. Providing further for the operation of the county board of equalization of each county having a population of not less than 110,000 nor more than 150,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board and providing for the employment of clerks and other employees of the board.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Gafford	McBride
Adams	Collins	Gloor	McCluskey
Adwell	Connell	Goodwin	McCorquodale
Agee	Coshatt	Grainger	McDonald
Baker	Cottingham	Gray (F)	Manley
Bank	Crawford	Grey (D)	Mathews
Barkett	Cross	Hale	May
Bassett	Crowe	Hardin	Meeks
Benton	Culver	Harris	Merrill
Boles	Dill	Headley	Mims
Boutwell	Doss	Hearn	Naramore
Bowers	Downing	Hill	Nettles
Brassell	Drake	Hobbie	O'Daniel
Burgess	Easters	Jackson	Owens
Callahan	Edwards	Jones (E)	Parker (H)
Carnes	Ellis	Jones (F)	Parker (T)
Carter	Erdreich	King	Perloff
Casey	Falkenburg	Kinsey	Pruitt
Cauthen	Fite	Lang	Reed (T)
Cherner	Flippo	Lutz	Reid (R)

Reynolds	Smith (P)	Taylor	Warren
Roberts	Snell	Therrell	Weeks
Robertson	Stewart	Turner	Williams
St. John	Stokes	Waggoner	Wise
Slate	Straiton	Waldrop	Wood
Smith (K)	Stubbs	Wallace	Wynot

—104

And the bill:

S. 777. (With Amendment): Relating to counties having a population of not less than 110,000 nor more than 150,000; fixing the compensation of certain officers in such counties.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 1, said Committee amendment being as follows:

Amend Senate Bill Number 777 in Section 1, sub-section (e) at the end of the second sentence following the words "paid to such officers" by changing the period to a semi-colon and adding the following:

"except that compensation payable to the Probate Judge under Act No. 556 of the 1953 Acts of Alabama in Section 10 thereof."

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill, S. 777, as thus amended, was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Gray (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 785. To regulate further the fees and costs which registers are entitled to in cases wherein divorce, alimony, maintenance or support is sought in the circuit court of all counties having populations of not less than 110,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Carter	Drake	Harris
Adams	Casey	Easters	Headley
Adwell	Cauthen	Edwards	Hearn
Agee	Cherner	Ellis	Hill
Baker	Chesnut	Erdreich	Hobbie
Bank	Collins	Falkenburg	Jackson
Barkett	Connell	Fite	Jones (E)
Bassett	Coshatt	Flippo	Jones (F)
Benton	Cottingham	Gafford	King
Boles	Crawford	Gloor	Kinsey
Boutwell	Cross	Goodwin	Lang
Bowers	Crowe	Grainger	Lutz
Brassell	Culver	Gray (F)	McBride
Burgess	Dill	Gray (D)	McCluskey
Callahan	Doss	Hale	McCorquodale
Carnes	Downing	Hardin	McDonald

Manley	Parker (H)	Slate	Turner
Mathews	Parker (T)	Smith (K)	Waggoner
May	Perloff	Smith (P)	Waldrop
Meeks	Pruitt	Snell	Wallace
Merrill	Reed (T)	Stewart	Warren
Mims	Reid (R)	Stokes	Weeks
Naramore	Reynolds	Straiton	Williams
Nettles	Roberts	Stubbs	Wise
O'Daniel	Robertson	Taylor	Wood
Owens	St. John	Therrell	Wynot

—104

And the bill:

S. 786. To permit banks now or hereafter having a combined paid-in capital and paid-in or earned surplus of at least seven hundred fifty thousand dollars, whose principal place of business is situated in counties having a population according to the 1970 or any subsequent decennial census of the United States of not less than 110,000 nor more than 150,000 inhabitants, to establish, maintain, or operate new branches or branch banks, branch offices, branch agencies, additional offices or branch places of business within the limits of such county in which the principal place of business of said bank is situated, for the receipt of deposits, payment of checks, lending of money, and the conduct of a general banking and trust business, by and with the written consent of the State Superintendent of Banks.

Was taken up.

S. 786 POSTPONED

On motion of Mr. Culver, the bill, S. 786, was postponed to the Thirty-fourth Legislative Day.

And the bill:

S. 792. Relating to counties having populations of not less than 110,000 nor more than 150,000; to provide an additional alternative procedure whereby cities and towns in such counties may alter their corporate limits to incorporate into their boundaries certain contiguous unincorporated territory.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Callahan	Culver	Goodwin
Adams	Carnes	Dill	Grainger
Adwell	Carter	Doss	Gray (F)
Agee	Casey	Downing	Grey (D)
Baker	Cauthen	Drake	Hale
Bank	Cherner	Easters	Hardin
Barkett	Chesnut	Edwards	Harris
Bassett	Collins	Ellis	Headley
Benton	Connell	Erdreich	Hearn
Boles	Coshatt	Falkenburg	Hill
Boutwell	Cottingham	Fite	Hobbie
Bowers	Crawford	Flippo	Jackson
Brassell	Cross	Gafford	Jones (E)
Burgess	Crowe	Gloor	Jones (F)

King	Merrill	Reynolds	Taylor
Kinsey	Mims	Roberts	Therrell
Lang	Naramore	Robertson	Turner
Lutz	Nettles	St. John	Waggoner
McBride	O'Daniel	Slate	Waldrop
McCluskey	Owens	Smith (K)	Wallace
McCorquodale	Parker (H)	Smith (P)	Warren
McDonald	Parker (T)	Snell	Weeks
Manley	Perloff	Stewart	Williams
Mathews	Pruitt	Stokes	Wise
May	Reed (T)	Straiton	Wood
Meeks	Reid (R)	Stubbs	Wynot

—104

And the bill:

S. 981. To amend the title and Section 1 of Act No. 43, S. 125, Regular Session 1961 (Acts 1961, p. 64) which provides for the payment of expenses of the county or deputy solicitors of certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Gray (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 982. To amend the title and Section 1 of Act No. 41, S. 123, Regular Session 1961 (Acts 1961, p. 62) which imposes additional duties upon and increases the compensation of the county solicitor of certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 983. To amend the title and Section 1 of Act No. 45, S. 127, Regular Session 1961 (Acts 1961, p. 65) which requires the tax collector and tax assessor to act in an advisory capacity to the county board of equalization and to investigate complaints as to assessments and make reports thereon to said board and provides for additional compensation for such officers from the general fund, in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Carnes	Doss	Grey (D)
Adams	Carter	Downing	Hale
Adwell	Casey	Drake	Hardin
Agee	Cauthen	Easters	Harris
Baker	Cherner	Edwards	Headley
Bank	Chesnut	Ellis	Hearn
Barkett	Collins	Erdreich	Hill
Bassett	Connell	Falkenburg	Hobbie
Benton	Coshatt	Fite	Jackson
Boles	Cottingham	Flippo	Jones (E)
Boutwell	Crawford	Gafford	Jones (F)
Bowers	Cross	Gloor	King
Brassell	Crowe	Goodwin	Kinsey
Burgess	Culver	Grainger	Lang
Callahan	Dill	Gray (F)	Lutz

McBride	Nettles	Robertson	Therrell
McCluskey	O'Daniel	St. John	Turner
McCorquodale	Owens	Slate	Waggoner
McDonald	Parker (H)	Smith (K)	Waldrop
Manley	Parker (T)	Smith (P)	Wallace
Mathews	Perloff	Snell	Warren
May	Pruitt	Stewart	Weeks
Meeks	Reed (T)	Stokes	Williams
Merrill	Reid (R)	Straiton	Wise
Mims	Reynolds	Stubbs	Wood
Naramore	Roberts	Taylor	Wynot

—104

And the bill:

S. 984. To amend the title and Section 1 of Act No. 48, S. 130, Regular Session 1961 (Acts 1961, p. 67) which provides further for enforcement of highway traffic control laws and rules of the road by deputy sheriffs in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 985. To amend the title and Section 1 of Act No. 122, H. 91, Special Session 1965 (Acts 1965, p. 175) as amended by Act No. 46, S. 116, Regular Session 1969 (Acts 1969-70, p. 335), which provides expense allowances for the chairman or presiding judge and members of the governing body of certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 986. To repeal Act No. 64, H. 138, approved June 26, 1963, Regular Session 1963 (Acts 1963, p. 441), entitled, "An Act to provide for the compensation and travel expenses of the county superintendent of education in counties having a population of not less than 14,875 nor more than 15,200 inhabitants, according to the 1960 or any subsequent federal decennial census."

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Carnes	Doss	Grey (D)
Adams	Carter	Downing	Hale
Adwell	Casey	Drake	Hardin
Agee	Cauthen	Easters	Harris
Baker	Cherner	Edwards	Headley
Bank	Chesnut	Ellis	Hearn
Barkett	Collins	Erdreich	Hill
Bassett	Connell	Falkenburg	Hobbie
Benton	Coshatt	Fite	Jackson
Boles	Cottingham	Flippo	Jones (E)
Boutwell	Crawford	Gafford	Jones (F)
Bowers	Cross	Gloor	King
Brassell	Crowe	Goodwin	Kinsey
Burgess	Culver	Grainger	Lang
Callahan	Dill	Gray (F)	Lutz

McBride	Nettles	Robertson	Therrell
McCluskey	O'Daniel	St. John	Turner
McCorquodale	Owens	Slate	Waggoner
McDonald	Parker (H)	Smith (K)	Waldrop
Manley	Parker (T)	Smith (P)	Wallace
Mathews	Perloff	Snell	Warren
May	Pruitt	Stewart	Weeks
Meeks	Reed (T)	Stokes	Williams
Merrill	Reid (R)	Straiton	Wise
Mims	Reynolds	Stubbs	Wood
Naramore	Roberts	Taylor	Wynot

—104

And the bill:

S. 987. To amend the title and Section 1 of Act No. 121, H. 90, Special Session 1965 (Acts 1965, p. 174) which relates to closing the office of officials in the county courthouse in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 988. To repeal Act No. 86, S. 188, approved July 15, 1967, Regular Session 1967 (Acts 1967, p. 418), entitled, "An Act relating to all counties having populations of not less than 14,875 nor more than 15,200 according to the most recent federal decennial census; imposing further duties on the county solicitor; providing him an additional expense allowance and the manner of its payment."

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 989. To amend the title and Section 1 of Act No. 88, S. 224, Regular Session 1967 (Acts 1967, p. 420) which provides clerk hire allowances for certain county officers in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Casey	Edwards	Hill
Adams	Cauthen	Ellis	Hobbie
Adwell	Cherner	Erdreich	Jackson
Agee	Chesnut	Falkenburg	Jones (E)
Baker	Collins	Fite	Jones (F)
Bank	Connell	Flippo	King
Barkett	Coshatt	Gafford	Kinsey
Bassett	Cottingham	Gloor	Lang
Benton	Crawford	Goodwin	Lutz
Boles	Cross	Grainger	McBride
Boutwell	Crowe	Gray (F)	McCluskey
Bowers	Culver	Grey (D)	McCorquodale
Brassell	Dill	Hale	McDonald
Burgess	Doss	Hardin	Manley
Callahan	Downing	Harris	Mathews
Carnes	Drake	Headley	May
Carter	Easters	Hearn	Meeks

Merrill	Pruitt	Smith (P)	Waggoner
Mims	Reed (T)	Snell	Waldrop
Naramore	Reid (R)	Stewart	Wallace
Nettles	Reynolds	Stokes	Warren
O'Daniel	Roberts	Straiton	Weeks
Owens	Robertson	Stubbs	Williams
Parker (H)	St. John	Taylor	Wise
Parker (T)	Slate	Therrell	Wood
Perloff	Smith (K)	Turner	Wynot

—104

And the bill:

S. 990. To amend the title and Section 1 of Act No. 146, S. 138, Special Session 1961 (Acts 1961, p. 2089) which provides clerical assistants and duties and compensation therefor for sheriffs in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 991. To amend the title and Section 1 of Act No. 506, H. 1106, Regular Session 1965 (Acts 1965, p. 745) which provides expense allowances for certain deputy sheriffs in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill:

S. 992. To repeal Act No. 505, H. 1105, approved August 20, 1965, Regular Session 1965 (Acts 1965, p. 745), entitled, "An Act relating to counties having populations of not less than 14,000 nor more than 15,000; providing an expense allowance for the superintendent of education of any such county.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Connell	Gray (F)	May
Adams	Coshatt	Grey (D)	Meeks
Adwell	Cottingham	Hale	Merrill
Agee	Crawford	Hardin	Mims
Baker	Cross	Harris	Naramore
Bank	Crowe	Headley	Nettles
Barkett	Culver	Hearn	O'Daniel
Bassett	Dill	Hill	Owens
Benton	Doss	Hobbie	Parker (H)
Boles	Downing	Jackson	Parker (T)
Boutwell	Drake	Jones (E)	Perloff
Bowers	Easters	Jones (F)	Pruitt
Brassell	Edwards	King	Reed (T)
Burgess	Ellis	Kinsey	Reid (R)
Callahan	Erdreich	Lang	Reynolds
Carnes	Falkenburg	Lutz	Roberts
Carter	Fite	McBride	Robertson
Casey	Flippo	McCluskey	St. John
Cauthen	Gafford	McCorquodale	Slate
Cherner	Gloor	McDonald	Smith (K)
Chesnut	Goodwin	Manley	Smith (P)
Collins	Grainger	Mathews	Snell

Stewart
Stokes
Straiton
Stubbs

Taylor
Therrell
Turner
Waggoner

Waldrop
Wallace
Warren
Weeks

Williams
Wise
Wood
Wynot

—104

And the bill:

S. 993. To repeal Act No. 42, S. 124, approved June 12, 1961, Regular Session 1961 (Acts 1961, p. 63), entitled "An Act to provide for the compensation and travel expenses of the county superintendent of education in counties having a population of not less than 14,875 nor more than 15,200 inhabitants, according to the 1960 preliminary county totals for Alabama, 1960 census of population, or any subsequent federal decennial census."

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker
Adams
Adwell
Agee
Baker
Bank
Barkett
Bassett
Benton
Boles
Boutwell
Bowers
Brassell
Burgess
Callahan
Carnes
Carter
Casey
Cauthen
Cherner
Chesnut
Collins
Connell
Coshatt
Cottingham
Crawford

Cross
Crowe
Culver
Dill
Doss
Downing
Drake
Easters
Edwards
Ellis
Erdreich
Falkenburg
Fite
Flippo
Gafford
Gloor
Goodwin
Grainger
Gray (F)
Grey (D)
Hale
Hardin
Harris
Headley
Hearn
Hill

Hobbie
Jackson
Jones (E)
Jones (F)
King
Kinsey
Lang
Lutz
McBride
McCluskey
McCorquodale
McDonald
Manley
Mathews
May
Meeks
Merrill
Mims
Naramore
Nettles
O'Daniel
Owens
Parker (H)
Parker (T)
Perloff
Pruitt

Reed (T)
Reid (R)
Reynolds
Roberts
Robertson
St. John
Slate
Smith (K)
Smith (P)
Snell
Stewart
Stokes
Straiton
Stubbs
Taylor
Therrell
Turner
Waggoner
Waldrop
Wallace
Warren
Weeks
Williams
Wise
Wood
Wynot

—104

And the bill:

S. 1028. Relating to counties with populations of not less than 34,000 nor more than 34,800 according to the most recent federal decennial census; to authorize the county commission in such counties to appropriate \$1,000.00 out of the general fund for the relief of Grover Dean, Juanita Parrish Dean and Etta Dean.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker
Adams

Adwell
Agee

Baker
Bank

Barkett
Bassett

Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner
Cottingham	Harris	O'Daniel	Waldrop
Crawford	Headley	Owens	Wallace
Cross	Hearn	Parker (H)	Warren
Crowe	Hill	Parker (T)	Weeks
Culver	Hobbie	Perloff	Williams
Dill	Jackson	Pruitt	Wise
Doss	Jones (E)	Reed (T)	Wood
Downing	Jones (F)	Reid (R)	Wynot

—104

And the bill:

S. 1045. Proposing an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for library service in Morgan County.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Harris	O'Daniel
Adams	Crawford	Headley	Owens
Adwell	Cross	Hearn	Parker (H)
Agee	Crowe	Hill	Parker (T)
Baker	Culver	Hobbie	Perloff
Bank	Dill	Jackson	Pruitt
Barkett	Doss	Jones (E)	Reed (T)
Bassett	Downing	Jones (F)	Reid (R)
Benton	Drake	King	Reynolds
Boles	Easters	Kinsey	Roberts
Boutwell	Edwards	Lang	Robertson
Bowers	Ellis	Lutz	St. John
Brassell	Erdreich	McBride	Slate
Burgess	Falkenburg	McCluskey	Smith (K)
Callahan	Fite	McCorquodale	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	Manley	Stewart
Casey	Gloor	Mathews	Stokes
Cauthen	Goodwin	May	Straiton
Cherner	Grainger	Meeks	Stubbs
Chesnut	Gray (F)	Merrill	Taylor
Collins	Grey (D)	Mims	Therrell
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Waggoner

Waldrop
Wallace

Warren
Weeks

Williams
Wise

Wood
Wynot

—104

And the bill:

S. 1092. Relating to the residence of employees of municipalities having a population of not less than 50,000 nor more than 60,000, according to the most recent federal decennial census.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Gray (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1102. To amend the title and Section 1 of Act No. 237, H. 274, First Special Session 1964 (Acts 1964, p. 322), as last amended, which provides expenses allowances for the chairman or presiding judge and members of the governing body in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Barkett	Brassell	Cauthen
Adams	Bassett	Burgess	Cherner
Adwell	Benton	Callanan	Chesnut
Agee	Boles	Carnes	Collins
Baker	Boutwell	Carter	Connell
Bank	Bowers	Casey	Coshatt

Cottingham	Gray (F)	Manley	Slate
Crawford	Grey (D)	Mathews	Smith (K)
Cross	Hale	May	Smith (P)
Crowe	Hardin	Meeks	Snell
Culver	Harris	Merrill	Stewart
Dill	Headley	Mims	Stokes
Doss	Hearn	Naramore	Straiton
Downing	Hill	Nettles	Stubbs
Drake	Hobbie	O'Daniel	Taylor
Easters	Jackson	Owens	Therrell
Edwards	Jones (E)	Parker (H)	Turner
Ellis	Jones (F)	Parker (T)	Waggoner
Erdreich	King	Perloff	Waldrop
Falkenburg	Kinsey	Pruitt	Wallace
Fite	Lang	Reed (T)	Warren
Flippo	Lutz	Reid (R)	Weeks
Gafford	McBride	Reynolds	Williams
Gloor	McCluskey	Roberts	Wise
Goodwin	McCorquodale	Robertson	Wood
Grainger	McDonald	St. John	Wynot

—104

And the bill:

S. 111. Relating to all counties having populations of not less than 65,500 nor more than 75,200 according to the most recent federal decennial census; providing for the submission to the qualified voters of such counties the question of whether or not an annual license tax and registration fee shall be levied in the amount of 75¢ upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of such counties and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of the county; providing for the calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of the county to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration; prohibiting any motor vehicle from using the public highways of such counties until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of promoting the industrial expansion and development of the county or payment of principal or interest on any obligation or indebtedness incurred for such purpose, and repealing all laws in conflict therewith.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Bank	Boutwell	Carnes
Adams	Barkett	Bowers	Carter
Adwell	Bassett	Brassell	Casey
Agee	Benton	Burgess	Cauthen
Baker	Boles	Callahan	Cherner

Chesnut	Gloor	McCorquodale	St. John
Collins	Goodwin	McDonald	Slate
Connell	Grainger	Manley	Smith (K)
Coshatt	Gray (F)	Mathews	Smith (P)
Cottingham	Grey (D)	May	Snell
Crawford	Hale	Meeks	Stewart
Cross	Hardin	Merrill	Stokes
Crowe	Harris	Mims	Straiton
Culver	Headley	Naramore	Stubbs
Dill	Hearn	Nettles	Taylor
Doss	Hill	O'Daniel	Therrell
Downing	Hobbie	Owens	Turner
Drake	Jackson	Parker (H)	Waggoner
Easters	Jones (E)	Parker (T)	Waldrop
Edwards	Jones (F)	Perloff	Wallace
Ellis	King	Pruitt	Warren
Erdreich	Kinsey	Reed (T)	Weeks
Falkenburg	Lang	Reid (R)	Williams
Fite	Lutz	Reynolds	Wise
Flippo	McBride	Roberts	Wood
Gafford	McCluskey	Robertson	Wynot

—104

And the bill:

S. 1121. Relating to all counties having a population of not less than 65,500 nor more than 75,200 inhabitants according to the most recent or any subsequent federal decennial census, to create a Civil Service Board in said counties to assure the more efficient operation of the Sheriff's Department; to provide for the composition, powers, duties, and compensation for such boards; and to establish certain employee management policies for the Sheriff's Department in said counties.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Hale	Mims
Adams	Cottingham	Hardin	Naramore
Adwell	Crawford	Harris	Nettles
Agee	Cross	Headley	O'Daniel
Baker	Crowe	Hearn	Owens
Bank	Culver	Hill	Parker (H)
Barkett	Dill	Hobbie	Parker (T)
Bassett	Doss	Jackson	Perloff
Benton	Downing	Jones (E)	Pruitt
Boles	Drake	Jones (F)	Reed (T)
Boutwell	Easters	King	Reid (R)
Bowers	Edwards	Kinsey	Reynolds
Brassell	Ellis	Lang	Roberts
Burgess	Erdreich	Lutz	Robertson
Callahan	Falkenburg	McBride	St. John
Carnes	Fite	McCluskey	Slate
Carter	Flippo	McCorquodale	Smith (K)
Casey	Gafford	McDonald	Smith (P)
Cauthen	Gloor	Manley	Snell
Cherner	Goodwin	Mathews	Stewart
Chesnut	Grainger	May	Stokes
Collins	Gray (F)	Meeks	Straiton
Connell	Grey (D)	Merrill	Stubbs

Taylor	Waggoner	Warren	Wise
Therrell	Waldrop	Weeks	Wood
Turner	Wallace	Williams	Wynot

—104

And the bill:

S. 1124. To create and provide for a county court in counties having a population of not more than 10,660, according to the most recent federal decennial census.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1146. To fix the salary for the County Solicitor (Deputy District Attorney) of DeKalb County.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Bassett	Callahan	Collins
Adams	Benton	Carnes	Connell
Adwell	Boles	Carter	Coshatt
Agee	Boutwell	Casey	Cottingham
Baker	Bowers	Cauthen	Crawford
Bank	Brassell	Cherner	Cross
Barkett	Burgess	Chesnut	Crowe

Culver	Hardin	May	Smith (K)
Dill	Harris	Meeks	Smith (P)
Doss	Headley	Merrill	Snell
Downing	Hearn	Mims	Stewart
Drake	Hill	Naramore	Stokes
Easters	Hobbie	Nettles	Straiton
Edwards	Jackson	O'Daniel	Stubbs
Ellis	Jones (E)	Owens	Taylor
Erdreich	Jones (F)	Parker (H)	Therrell
Falkenburg	King	Parker (T)	Turner
Fite	Kinsey	Perloff	Waggoner
Flippo	Lang	Pruitt	Waldrop
Gafford	Lutz	Reed (T)	Wallace
Gloor	McBride	Reid (R)	Warren
Goodwin	McCluskey	Reynolds	Weeks
Grainger	McCorquodale	Roberts	Williams
Gray (F)	McDonald	Robertson	Wise
Grey (D)	Manley	St. John	Wood
Hale	Mathews	Slate	Wynot

—104

And the bill:

S. 1147. To alter or re-arrange the boundary lines of the Town of Fyffe, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1149. Relating to the municipality of Geraldine in DeKalb County to alter, re-arrange and extend the boundaries of the Town of Geraldine.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1158. To repeal Act No. 65, S. 290, approved July 12, 1971, Regular Session 1971, entitled, "An Act To prohibit the use of steel traps and similar devices in counties having a population of not less than 38,100 nor more than 40,500, and in counties having a population of not less than 41,750 nor more than 45,000, according to the most recent federal decennial census, and to prescribe punishment for the violation of this Act."

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Burgess	Cross	Flippo
Adams	Callahan	Crowe	Gafford
Adwell	Carnes	Culver	Gloor
Agee	Carter	Dill	Goodwin
Baker	Casey	Doss	Grainger
Bank	Cauthen	Downing	Gray (F)
Barkett	Cherner	Drake	Grey (D)
Bassett	Chesnut	Easters	Hale
Benton	Collins	Edwards	Hardin
Boles	Connell	Ellis	Harris
Boutwell	Coshatt	Erdreich	Headley
Bowers	Cottingham	Falkenburg	Hearn
Brassell	Crawford	Fite	Hill

Hobbie	Mathews	Reed (T)	Stubbs
Jackson	May	Reid (R)	Taylor
Jones (E)	Meeks	Reynolds	Therrell
Jones (F)	Merrill	Roberts	Turner
King	Mims	Robertson	Waggoner
Kinsey	Naramore	St. John	Waldrop
Lang	Nettles	Slate	Wallace
Lutz	O'Daniel	Smith (K)	Warren
McBride	Owens	Smith (P)	Weeks
McCluskey	Parker (H)	Snell	Williams
McCorquodale	Parker (T)	Stewart	Wise
McDonald	Perloff	Stokes	Wood
Manley	Pruitt	Straiton	Wynot

—104

And the bill:

S. 1162. To amend the title and Section 1 of Act No. 946, H. 1369, Regular Session 1969 (Acts 1969, p. 1680), which Act provides further for the annual salary of the chief deputy sheriff in all counties having populations of less than 10,660, according to the most recent federal decennial census; and to prescribe the manner of payment thereof.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Gray (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1163. To amend the title and Section 1 of Act No. 772, H. 847, Regular Session 1969 (Acts 1969, p. 1394), which Act provides further for reimbursing the members of the county governing bodies of all counties hav-

ing populations of less than 10,660, according to the most recent federal decennial census for certain expenses incurred in travel outside their respective county.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1165. To amend the title and Section 1 of Act No. 267, H. 63, Special Session 1961 (Acts 1961, p. 2283), which Act provides further for use of certain earmarked or dedicated school revenues for general educational purposes, including payment of teachers' salaries, in counties having populations of less than 10,660; repealing conflicting laws.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Chesnut	Doss
Adams	Bowers	Collins	Downing
Adwell	Brassell	Connell	Drake
Agee	Burgess	Coshatt	Easters
Baker	Callahan	Cottingham	Edwards
Bank	Carnes	Crawford	Ellis
Barkett	Carter	Cross	Erdreich
Bassett	Casey	Crowe	Falkenburg
Benton	Cauthen	Culver	Fite
Boles	Cherner	Dill	Flippo

Gafford	King	O'Daniel	Stewart
Gloor	Kinsey	Owens	Stokes
Goodwin	Lang	Parker (H)	Straiton
Grainger	Lutz	Parker (T)	Stubbs
Gray (F)	McBride	Perloff	Taylor
Grey (D)	McCluskey	Pruitt	Therrell
Hale	McCorquodale	Reed (T)	Turner
Hardin	McDonald	Reid (R)	Waggoner
Harris	Manley	Reynolds	Waldrop
Headley	Mathews	Roberts	Wallace
Hearn	May	Robertson	Warren
Hill	Meeks	St. John	Weeks
Hobbie	Merrill	Slate	Williams
Jackson	Mims	Smith (K)	Wise
Jones (E)	Naramore	Smith (P)	Wood
Jones (F)	Nettles	Snell	Wynot

—104

And the bill:

S. 1174. To repeal Act No. 125, H. 319, approved July 1, 1969, Regular Session 1969 (Acts 1969, p. 401), entitled, "An Act To apply only in counties having populations of not less than 25,800 nor more than 26,700; to provide for the appointment of the County Superintendent of Education; to prescribe his qualifications, duties and term of office; and to repeal all conflicting laws."

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Cosnatti	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1175. To amend the title and Section 1 of Act No. 703, H. 966, Regular Session 1965 (Acts 1965, p. 1305) which provides further for the selection of textbooks and instructional materials for use in the public schools in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1176. To establish the salary of the solicitor of the Intermediate Court in counties having a population of not less than 55,500 nor more than 56,500, according to the most recent Federal decennial census.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Chesnut	Doss
Adams	Bowers	Collins	Downing
Adwell	Brassell	Connell	Drake
Agee	Burgess	Coshatt	Easters
Baker	Callahan	Cottingham	Edwards
Bank	Carnes	Crawford	Ellis
Barkett	Carter	Cross	Erdreich
Bassett	Casey	Crowe	Falkenburg
Benton	Cauthen	Culver	Fite
Boles	Cherner	Dill	Flippo

Gafford	King	O'Daniel	Stewart
Gloor	Kinsey	Owens	Stokes
Goodwin	Lang	Parker (H)	Straiton
Grainger	Lutz	Parker (T)	Stubbs
Gray (F)	McBride	Perloff	Taylor
Grey (D)	McCluskey	Pruitt	Therrell
Hale	McCorquodale	Reed (T)	Turner
Hardin	McDonald	Reid (R)	Waggoner
Harris	Manley	Reynolds	Waldrop
Headley	Mathews	Roberts	Wallace
Hearn	May	Robertson	Warren
Hill	Meeks	St. John	Weeks
Hobbie	Merrill	Slate	Williams
Jackson	Mims	Smith (K)	Wise
Jones (E)	Naramore	Smith (P)	Wood
Jones (F)	Nettles	Snell	Wynot

—104

And the bill:

S. 1183. To amend the title and Section 1 of Act No. 131, H. 141, Special Session 1965 (Acts Special Session 1965, v. 1, p. 183) which provides for the appointment of a clerk by the register of the Circuit Court and for payment of such clerk's salary by the county in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1186. Further regulating the meetings of the county board of registrars in Morgan County.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1192. To amend the title and Section 1 of Act No. 37, S. 69, Special Session 1964 (Acts 1964, p. 58) which regulates the compensation of jurors in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Casey	Edwards	Hill
Adams	Cauthen	Ellis	Hobbie
Adwell	Cherner	Erdreich	Jackson
Agee	Chesnut	Falkenburg	Jones (E)
Baker	Collins	Fite	Jones (F)
Bank	Connell	Flippo	King
Barkett	Coshatt	Gafford	Kinsey
Bassett	Cottingham	Gloor	Lang
Benton	Crawford	Goodwin	Lutz
Boles	Cross	Grainger	McBride
Boutwell	Crowe	Gray (F)	McCluskey
Bowers	Culver	Grey (D)	McCorquodale
Brassell	Dill	Hale	McDonald
Burgess	Doss	Hardin	Manley
Callahan	Downing	Harris	Mathews
Carnes	Drake	Headley	May
Carter	Easters	Hearn	Meeks

Merrill	Pruitt	Smith (P)	Waggoner
Mims	Reed (T)	Snell	Waldrop
Naramore	Reid (R)	Stewart	Wallace
Nettles	Reynolds	Stokes	Warren
O'Daniel	Roberts	Straiton	Weeks
Owens	Robertson	Stubbs	Williams
Parker (H)	St. John	Taylor	Wise
Parker (T)	Slate	Therrell	Wood
Perloff	Smith (K)	Turner	Wynot

—104

And the bill:

S. 1193. To amend the title and Sections 1 and 2 of Act No. 932, H. 1346, Regular Session 1969 (Acts 1969, p. 1670) which establishes the procedure for the selection of a depository of the funds of the Board of Education and fixes the compensation for the members of the County Board of Education in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1194. To amend the title and Section 1 of Act No. 213, H. 431, Regular Session 1969 (Acts 1969, p. 533) which provides for payment of in-county travel expenses for county commissioners, payable from the county treasury in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1195. To amend the title and Section 1 of Act No. 62, H. 610, Regular Session 1969 (Acts 1969, p. 354) which provides for the County Board of Education to set the annual salary of the Superintendent of the County Board of Education in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Carter	Drake	Harris
Adams	Casey	Easters	Headley
Adwell	Cauthen	Edwards	Hearn
Agee	Cherner	Ellis	Hill
Baker	Chesnut	Erdreich	Hobbie
Bank	Collins	Falkenburg	Jackson
Barkett	Connell	Fite	Jones (E)
Bassett	Coshatt	Flippo	Jones (F)
Benton	Cottingham	Gafford	King
Boles	Crawford	Gloor	Kinsey
Boutwell	Cross	Goodwin	Lang
Bowers	Crowe	Grainger	Lutz
Brassell	Culver	Gray (F)	McBride
Burgess	Dill	Grey (D)	McCluskey
Callahan	Doss	Hale	McCorquodale
Carnes	Downing	Hardin	McDonald

Manley	Parker (H)	Slate	Turner
Mathews	Parker (T)	Smith (K)	Waggoner
May	Perloff	Smith (P)	Waldrop
Meeks	Pruitt	Snell	Wallace
Merrill	Reed (T)	Stewart	Warren
Mims	Reid (R)	Stokes	Weeks
Naramore	Reynolds	Straiton	Williams
Nettles	Roberts	Stubbs	Wise
O'Daniel	Robertson	Taylor	Wood
Owens	St. John	Therrell	Wynot

—104

And the bill:

S. 1196. To repeal Act No. 641, S. 543, approved August 26, 1965, Regular Session 1965 (Acts 1965, p. 1161), entitled, "An Act To apply in counties having populations of not less than 25,400 nor more than 25,675, fixing the compensation of the clerk of the register and providing for payment thereof."

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1197. To amend the title and Section 1 of Act No. 614, H. 1158, Regular Session 1965 (Acts 1965, p. 1128) which fixes the compensation of the clerk of the register and provide for payment thereof in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1198. To amend the title and Section 1 of Act No. 38, S. 70, Special Session 1964, (Acts 1964, p. 58) which regulates the pay of election officers in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cherner	Fite	Kinsey
Adams	Chesnut	Flippo	Lang
Adwell	Collins	Gafford	Lutz
Agee	Connell	Gloor	McBride
Baker	Coshatt	Goodwin	McCluskey
Bank	Cottingham	Grainger	McCorquodale
Barkett	Crawford	Gray (F)	McDonald
Bassett	Cross	Grey (D)	Manley
Benton	Crowe	Hale	Mathews
Boles	Culver	Hardin	May
Boutwell	Dill	Harris	Meeks
Bowers	Doss	Headley	Merrill
Brassell	Downing	Hearn	Mims
Burgess	Drake	Hill	Naramore
Callahan	Easters	Hobbie	Nettles
Carnes	Edwards	Jackson	O'Daniel
Carter	Ellis	Jones (E)	Owens
Casey	Erdreich	Jones (F)	Parker (H)
Cauthen	Falkenburg	King	Parker (T)

Perloff	St. John	Straiton	Wallace
Pruitt	Slate	Stubbs	Warren
Reed (T)	Smith (K)	Taylor	Weeks
Reid (R)	Smith (P)	Therrell	Williams
Reynolds	Snell	Turner	Wise
Roberts	Stewart	Waggoner	Wood
Robertson	Stokes	Waldrop	Wynot

—104

And the bill:

S. 1199. To repeal Act No. 38, H. 63, approved March 16, 1965, Special Session 1965 (Acts 1965, p. 58) as amended entitled, "An Act To provide for the payment of an expense allowance to members, including the Chairman or Ex-Officio Chairman, of the Board of Revenue, Court of County Commissioners or other like governing body of all counties having a population of not less than 25,800 nor more than 26,700, according to the last or any subsequent federal decennial census."

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1200. To amend the title and Section 1 of Act No. 602, H. 1162, Regular Session 1961 (Acts 1961, p. 713) which fixes the compensation of the coroner in certain counties classified on a population basis.

Was taken up.

Mr. Bassett offered the following amendment to the bill:

Section 2 of S. 1200, as amended, is hereby further amended to read as follows:

Section 2. The coroner in any county in Alabama having a population of not less than 24,900 nor more than 25,150 according to the most recent decennial federal census, shall be paid a salary of four hundred dollars (\$400) a year and an expense allowance of four hundred dollars (\$400) a year, payable in equal monthly installments out of the general fund of the county on warrants drawn upon the general funds of the county in the manner prescribed by law.

And the amendment was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill, S. 1200, as thus amended, was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Chesnut	Doss
Adams	Bowers	Collins	Downing
Adwell	Brassell	Connell	Drake
Agee	Burgess	Coshatt	Easters
Baker	Callahan	Cottingham	Edwards
Bank	Carnes	Crawford	Ellis
Barkett	Carter	Cross	Erdreich
Bassett	Casey	Crowe	Falkenburg
Benton	Cauthen	Culver	Fite
Boles	Cherner	Dill	Flippo

Gafford	King	O'Daniel	Stewart
Gloor	Kinsey	Owens	Stokes
Goodwin	Lang	Parker (H)	Straiton
Grainger	Lutz	Parker (T)	Stubbs
Gray (F)	McBride	Perloff	Taylor
Grey (D)	McCluskey	Pruitt	Therrell
Hale	McCorquodale	Reed (T)	Turner
Hardin	McDonald	Reid (R)	Waggoner
Harris	Manley	Reynolds	Waldrop
Headley	Mathews	Roberts	Wallace
Hearn	May	Robertson	Warren
Hill	Meeks	St. John	Weeks
Hobbie	Merrill	Slate	Williams
Jackson	Mims	Smith (K)	Wise
Jones (E)	Naramore	Smith (P)	Wood
Jones (F)	Nettles	Snell	Wynot

—104

And the bill:

S. 1201. To amend the title and Section 1 of Act No. 146, H. 446, Regular Session 1961 (Acts 1961, p. 189) which regulates the compensation of bailiffs for the grand jury and bailiffs actually serving in court in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1202. To amend the title and Section 1 of Act No. 858, H. 1180, Regular Session 1969 (Acts 1969, p. 1564) which regulates the compensation

of members of the county board of education in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1203. To amend the title and Section 1 of Act No. 720, H. 1235, Regular Session 1965 (Acts 1965, p. 1325) which provides an expense allowance for the superintendent of education in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Burgess	Cross	Flippo
Adams	Callahan	Crowe	Gafford
Adwell	Carnes	Culver	Gloor
Agee	Carter	Dill	Goodwin
Baker	Casey	Doss	Grainger
Bank	Cauthen	Downing	Gray (F)
Barkett	Cherner	Drake	Grey (D)
Bassett	Chesnut	Easters	Hale
Benton	Collins	Edwards	Hardin
Boles	Connell	Ellis	Harris
Boutwell	Coshatt	Erdreich	Headley
Bowers	Cottingham	Falkenburg	Hearn
Brassell	Crawford	Fite	Hill

Hobbie	Mathews	Reed (T)	Stubbs
Jackson	May	Reid (R)	Taylor
Jones (E)	Meeks	Reynolds	Therrell
Jones (F)	Merrill	Roberts	Turner
King	Mims	Robertson	Waggoner
Kinsey	Namamore	St. John	Waldrop
Lang	Nettles	Slate	Wallace
Lutz	O'Daniel	Smith (K)	Warren
McBride	Owens	Smith (P)	Weeks
McCluskey	Parker (H)	Snell	Williams
McCorquodale	Parker (T)	Stewart	Wise
McDonald	Perloff	Stokes	Wood
Manley	Pruitt	Straiton	Wynot

—104

And the bill:

S. 1204. To amend the title and Section 1 of Act No. 568, Regular Session 1967 (Acts 1967, p. 1322) which authorizes the boards of education to purchase sites for, construction, erect and equip and operate technical and special schools within city school systems in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Namamore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1205. To amend the title and Section 1 of Act No. 556, H. 540, Regular Session 1967 (Acts 1967, p. 1312) which provides that the Board of Education is authorized to expend public school funds for the purpose of pur-

chasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

S. 1206. To repeal Act No. 110, H. 426, approved June 27, 1963, Regular Session 1963 (Acts 1963, p. 490), entitled, "An Act To regulate the compensation of members of the county board of education in counties having a population of not less than 25,800 nor more than 26,700, according to the 1960 or any subsequent federal decennial census."

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Chesnut	Doss
Adams	Bowers	Collins	Downing
Adwell	Brassell	Connell	Drake
Agee	Burgess	Coshatt	Easters
Baker	Callahan	Cottingham	Edwards
Bank	Carnes	Crawford	Ellis
Barkett	Carter	Cross	Erdreich
Bassett	Casey	Crowe	Falkenburg
Benton	Cauthen	Culver	Fite
Boles	Cherner	Dill	Flippo

Gafford	King	O'Daniel	Stewart
Gloor	Kinsey	Owens	Stokes
Goodwin	Lang	Parker (H)	Straiton
Grainger	Lutz	Parker (T)	Stubbs
Gray (F)	McBride	Perloff	Taylor
Grey (D)	McCluskey	Pruitt	Therrell
Hale	McCorquodale	Reed (T)	Turner
Hardin	McDonald	Reid (R)	Waggoner
Harris	Manley	Reynolds	Waldrop
Headley	Mathews	Roberts	Wallace
Hearn	May	Robertson	Warren
Hill	Meeks	St. John	Weeks
Hobbie	Merrill	Slate	Williams
Jackson	Mims	Smith (K)	Wise
Jones (E)	Naramore	Smith (P)	Wood
Jones (F)	Nettles	Snell	Wynot

—104

And the bill:

S. 1207. Relating to counties having a population of not less than 41,750 nor more than 45,000 according to the most recent federal decennial census; to provide for a clerk hire allowance for the Board of Registrars of said counties.

Was taken up.

S. 1207 POSTPONED

On motion of Mr. Baker, the bill, S. 1207, was postponed to the Thirty-fourth Legislative Day.

And the bill:

S. 1208. Relating to all counties having a population of not less than 110,000 nor more than 160,000 according to the most recent or any subsequent decennial census: To regulate further the employment of a clerk for the jury commission; to provide for and regulate the employment, discharge, compensation and duties of such clerk; to provide that such clerk shall be employed by the judges of the circuit court of said respective county and he shall be paid out of the county treasury and furnished office space, equipment and supplies by the county governing body.

Was taken up.

S. 1208 POSTPONED

On motion of Mr. Robertson, the bill, S. 1208 was postponed to the Thirty-fourth Legislative Day.

And the bill:

S. 1209. Relating to Dale County, providing for the establishment of a consolidated and unified system for assessment and collection of taxes, under the supervision of an elected county official designated as county revenue commissioner, and repealing conflicting laws, subject to the ratification of a constitutional amendment.

Was read a third time at length and passed.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

—104

And the bill:

H. 2798. (With Substitute): To abolish justices of the peace and justice courts in both criminal and civil matters and to provide in lieu thereof a court in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said court; providing for its officers, and their appointment; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for additional powers of all of the chief law enforcement officers on duty during certain nighttime hours relating to cases over which the court hereby established has jurisdiction; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before said court.

Was taken up.

The question, then, was on the adoption of the substitute reported by the Standing Committee on Local Legislation No. 1, said Committee substitute being as follows:

To abolish justices of the peace and justice courts in both criminal and civil matters and to provide in lieu thereof a court in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census and

vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said court; providing for its officers, and their appointment; elections; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before said court.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby established and created in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census a Court of limited jurisdiction which shall be called the Inferior Court of each said county.

Section 2. Jurisdiction: The Court hereby created shall not be a court of record and shall have and exercise the following jurisdiction:

(a) Civil:

(1) All actions founded on contract, when the sum claimed does not exceed \$500.00.

(2) Of all actions founded on any wrong or injury when the damages claimed do not exceed \$500.00, including actions of libel, slander, assault and battery, and ejection.

(3) All actions of forcible entry and unlawful detainer.

(4) All actions brought to recover specific property, when the value does not exceed \$500.00.

(5) In such cases as jurisdiction is, or may be given by law, not contrary to the Constitution.

(b) Criminal: To exercise jurisdiction in all such criminal matters and causes heretofore exercised or formerly exercised by justices of the peace and, in addition, actions for issuance of worthless checks and for violation of the prohibition law.

(c) Miscellaneous: The court is hereby vested with all the other powers, duties and authority heretofore vested in justices of the peace in this State, including, but not limited to those appearing in Title 13, Sections 384 through 505, Code of Alabama 1940, as last amended.

Section 3. Procedure: All laws and rules of practice with reference to process, pleading and practice, and all statutes and rules of practice formerly pertaining to justice of the peace courts shall be applicable to criminal and civil causes brought before this court; provided, however, that nicety of pleading with respect to matters of form brought before this court in civil matters, be and hereby are dispensed with. All forms heretofore previously designated in the Code of Alabama 1940, as last amended, be and hereby are adopted for use in the court hereby established. All issues of law or fact shall be tried by the court without the aid of a jury.

Section 4. Appeals: The defendant in a criminal case or either party in a civil case shall have the right to appeal to the circuit court or court of like jurisdiction in said county upon entering into an appeal bond, with sufficient

sureties, which in civil cases shall be in an amount not exceeding the amount in controversy or \$500.00, whichever is less, plus security for costs, returnable and payable to the appellate court, or in a criminal case in an amount not exceeding \$300.00, returnable and payable to the appellate court. Said appeal shall be tried de novo in the court to which said appeal is taken. It shall be the duty and responsibility of the court hereby established to make available forms simplified in format so as to permit the appellate to complete the forms himself, and when completed shall be by the court filed in the court to which the appeal is taken, at which time said court hereby created shall lose jurisdiction over the cause therefrom appealed and said appeal shall be thereby perfected. Said appeal, either criminal or civil, shall be within three (3) days from the date of the entry of the decree, verdict, or judgment against the appealing party.

Section 5. Districts:

(a) At least one (1) but not more than two (2) judges shall be appointed or elected from each County Commission District having a population of 5,000 or more inhabitants.

(b) Judges after the term expiring January, 1974, shall be elected by the electors residing in the district served by the respective judges.

Section 6. Appointment, Salary and Term: For a term from the effective date of this Act until the first Monday in January, 1975, the judge or judges of said court shall be appointed by a committee which shall be composed of the circuit judge, the chairman of the board of county commissioners and the probate judge in the county. The judges of a court created hereby shall be twenty-one years of age or older, shall be a qualified voter in said county, and must be of good moral character. After the term expiring January, 1975, the term of office shall be for four (4) years. Said judges shall be elected at the general election held every four (4) years beginning with the general election of 1974. Any judge of said court may be removed for cause or for any other reason which would disqualify the judge of any court of record of this state from holding office. Vacancies in said judgeship shall be filled by appointment of the aforescribed committee in ten (10) days after said vacancy occurs.

Said committee shall be and hereby is vested with authority and empowered to set the salary of each judge of said court hereby created, which said salary shall not be less than \$5,000.00 nor more than \$12,000.00 per annum, payable in equal monthly installments, to be paid out of the general fund of the county in which said court is located. The salary of said judge may be increased by said committee from time to time during the term of office of said judge, but shall not be increased more than one (1) time each year. Said judge shall be entitled only to compensation in the form of salary as hereinabove provided.

Section 7. Trial of Causes: The judge shall be available for trial of cases, either civil or criminal, or both. The judge of said court shall maintain an office in said district.

Section 8. Clerk: The judge shall have the right to remove or hire such clerical help as the county governing body shall authorize. It shall be the duty of the judge to maintain the records of the court. Any other provision relating to the operation of said office notwithstanding, the court shall make a file on each case on forms provided by the county governing body, said file shall not be removed from the office of the court for any cause except by the

judge of another court of record, and said file shall constitute the official record of said court. Said records, after three (3) years following the termination of each case, or the appeal in the event there is appeal, may be disposed of by said court. The judge of said court shall maintain at all times order and decorum in said court. The court shall have no reporter.

Section 9. Seal: The court shall have and maintain an official seal of said court.

Section 10. Fines, Costs and Fees: All laws pertaining to costs and fees in the cases in justice of the peace courts as provided by the general laws of this state shall be applicable to this court. Any law to the contrary notwithstanding, all fees, fines, and costs shall be collected by and paid by the court into the general fund of the county in which said court is held, including but not limited to misdemeanors regarding violations of the state highway laws; provided, however, that if any county in which said court hereby created shall have otherwise previously allocated any portion or part of said costs, fine or forfeiture for any other specific purpose, the provisions of this section shall apply only to that portion remaining after all such allocations for said specific purposes.

Section 11. Forms for Pleading: In the matters of a civil nature, the court shall be responsible for making available at several practical and convenient locations in each county simplified printed forms related to actions on account and garnishment actions, for the convenience of the general public.

Section 12. Supplies: The governing body of the county in which said court is located shall supply and furnish sufficient supplies, postage for official business, forms and equipment to enable the court to perform the functions herein described.

Section 13. Summons and Process: All summons and process in civil suits shall be returned within three (3) days following service of process.

Section 14. Transfer of Causes: Upon the effective date of this Act, all causes pending before any justice of the peace court in this state shall be automatically transferred to the court hereby created as provided in Title 13, Section 393, Code of Alabama 1940, as last amended.

Section 15. Severability: The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 16. Effective Date: This Act shall become effective immediately upon approval by the Governor or upon its otherwise becoming law.

SUBSTITUTE TABLED

On motion of Mr. Kinsey, the substitute was tabled.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Barkett	Brassell	Cauthen
Adams	Bassett	Burgess	Cherner
Adwell	Benton	Callahan	Chesnut
Agee	Boles	Carnes	Collins
Baker	Boutwell	Carter	Connell
Bank	Bowers	Casey	Coshatt

Cottingham	Gray (F)	Manley	Slate
Crawford	Grey (D)	Mathews	Smith (K)
Cross	Hale	May	Smith (P)
Crowe	Hardin	Meeks	Snell
Culver	Harris	Merrill	Stewart
Dill	Headley	Mims	Stokes
Doss	Hearn	Namore	Straiton
Downing	Hill	Nettles	Stubbs
Drake	Hobbie	O'Daniel	Taylor
Easters	Jackson	Owens	Therrell
Edwards	Jones (E)	Parker (H)	Turner
Ellis	Jones (F)	Parker (T)	Waggoner
Erdreich	King	Perloff	Waldrop
Falkenburg	Kinsey	Pruitt	Wallace
Fite	Lang	Reed (T)	Warren
Flippo	Lutz	Reid (R)	Weeks
Gafford	McBride	Reynolds	Williams
Gloor	McCluskey	Roberts	Wise
Goodwin	McCorquodale	Robertson	Wood
Grainger	McDonald	St. John	Wynot

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Mr. Kinsey offered the following substitute to the bill, H. 2798:

**A BILL
TO BE ENTITLED
AN ACT**

To provide courts in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said courts; providing for its officers, and their appointment; elections; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before said court.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby established and created in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census Courts of limited jurisdiction which shall be called the People's Courts of each said county.

Section 2. Jurisdiction: The Courts hereby created shall not be a court of record and shall have and exercise the following jurisdiction:

(a) Civil:

(1) All actions founded on contracts, when the sum claimed does not exceed \$500.00.

(2) Of all actions founded on any wrong or injury when the damages claimed do not exceed \$500.00, including actions of libel, slander, assault and battery, and ejectment.

(3) All actions of forcible entry and unlawful detainer.

(4) All actions brought to recover specific property, when the value does not exceed \$500.00.

(5) In such cases as jurisdiction is, or may be given by law, not contrary to the Constitution.

(b) Criminal: To exercise jurisdiction in all such criminal matters and causes heretofore exercised or formerly exercised by justices of the peace and, in addition, actions for issuance of worthless checks and for violation of the prohibition law.

(c) Miscellaneous: The court is hereby vested with all the other powers, duties and authority heretofore vested in justices of the peace in this State, including, but not limited to those appearing in Title 13, Sections 384 through 505, Code of Alabama 1940, as last amended.

Section 3. Procedure: All laws and rules of practice with reference to process, pleading and practice, and all statutes and rules of practice formerly pertaining to justice of the peace courts shall be applicable to criminal and civil causes brought before this court; provided, however, that nicety of pleading with respect to matters of form brought before this court in civil matters, be and hereby are dispensed with. All forms heretofore previously designated in the Code of Alabama 1940, as last amended, be and hereby are adopted for use in the court hereby established. All issues of law or fact shall be tried by the court without the aid of a jury.

Section 4. Appeals: The defendant in a criminal case or either party in a civil case shall have the right to appeal to the circuit court or court of like jurisdiction in said county upon entering into an appeal bond, with sufficient sureties approved by the judge of the court, which in civil cases shall be in an amount not exceeding the amount in controversy or \$500.00, whichever is less, plus security for costs, returnable and payable to the appellate court, or in a criminal case in an amount not exceeding \$300.00, returnable and payable to the appellate court. Said appeal shall be tried de novo in the court to which said appeal is taken. It shall be the duty and responsibility of the court hereby established to make available forms simplified in format so as to permit the appellate to complete the forms himself, and when completed shall be by the court filed in the court to which the appeal is taken, at which time said court hereby created shall lose jurisdiction over the cause therefrom appealed and said appeal shall be thereby perfected. Said appeal, either criminal or civil, shall be within three (3) days from the date of the entry of the decree, verdict, or judgment against the appealing party.

Section 5. Districts:

(a) At least one (1) but not more than two (2) judges shall be appointed or elected from each County Commission District having a population of 5,000 or more inhabitants.

(b) Judges after the term expiring January 1975 shall be elected by the electors residing in the district served by the respective judges.

Section 6. Appointment, Salary and Term: For a term from the effective date of this Act until the first Monday in January, 1975, the judge or judges of said court shall be appointed by a committee which shall be composed of the circuit judge, the chairman of the board of county commissioners and the probate judge in the county. The circuit judge shall serve as chairman of said committee. The judges of a court created hereby shall be twenty

ty-one years of age or older, shall be a qualified voter in said county, and must be of good moral character. After the term expiring January, 1975, the term of office shall be for four (4) years. Said judges shall be elected at the general election held every four (4) years beginning with the general election of 1974. Any judge of said court may be removed for cause or for any other reason which would disqualify the judge of any court of record of this state from holding office. Vacancies in said judgeship shall be filled by appointment of the aforedescribed committee in ten (10) days after said vacancy occurs.

Said committee shall be and hereby is vested with authority and empowered to set the salary of each judge of said court hereby created, which said salary shall not be less than \$5,000.00 nor more than \$12,000.00 per annum, payable in equal monthly installments, to be paid out of the general fund of the county in which said court is located. The salary of said judge may be increased by said committee from time to time during the term of office of said judge, but shall not be increased more than one (1) time each year. Said judge shall be entitled only to compensation in the form of salary as hereinabove provided.

Section 7. Trial of Causes: The judge shall be available for trial of cases, either civil or criminal, or both. The judge of said court shall maintain an office in said district.

Section 8. Clerk: The judge shall have the right to remove or hire such clerical help as the county governing body shall authorize. It shall be the duty of the judge to maintain the records of the court. Any other provision relating to the operation of said office notwithstanding, the court shall make a file on each case on forms provided by the county governing body, said file shall not be removed from the office of the court for any cause except by the judge of another court of record, and said file shall constitute the official record of said court. Said records, after three (3) years following the termination of each case, or the appeal in the event there is appeal, may be disposed of by said court. The judge of said court shall maintain at all times order and decorum in said court. The court shall have no reporter.

Section 9. Seal: The court shall have and maintain an official seal of said court.

Section 10. Fines, Costs and Fees: All laws pertaining to costs and fees in the cases in justice of the peace courts as provided by the general laws of this state shall be applicable to this court. Any law to the contrary notwithstanding, all fees, fines, and costs shall be collected by and paid by the court into the general fund of the county in which said court is held, including but not limited to misdemeanors regarding violations of the state highway laws; provided, however, that if any county in which said court hereby created shall have otherwise previously allocated any portion or part of said costs, fine or forfeiture for any other specific purpose, the provisions of this section shall apply only to that portion remaining after all such allocations for said specific purposes.

Section 11. Forms for Pleading: In the matters of a civil nature, the court shall be responsible for making available at several practical and convenient locations in each county simplified printed forms related to actions on account and garnishment actions, for the convenience of the general public.

Section 12. Supplies: The governing body of the county in which said court is located shall supply and furnish sufficient supplies, postage for official

business, forms and equipment to enable the court to perform the functions herein described.

Section 13. Summons and Process: All summons and process in civil suits shall be returned within three (3) days following service of process.

Section 14. Transfer of Causes: Upon the effective date of this Act, all causes pending before any justice of the peace court in this state shall be automatically transferred to the court hereby created as provided in Title 13, Section 393, Code of Alabama 1940, as last amended.

Section 15. Severability: The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 16. Effective Date: This Act shall become effective immediately upon approval by the Governor or upon its otherwise becoming law.

And the substitute was adopted.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

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And the bill, H. 2798, as thus amended:

To provide courts in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said courts; providing for its officers, and their appointment; elections; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in

justice of the peace court to said court hereby established; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before said court.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 104; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (K)
Benton	Edwards	McBride	Smith (P)
Boles	Ellis	McCluskey	Snell
Boutwell	Erdreich	McCorquodale	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Burgess	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Waggoner
Cauthen	Gray (F)	Naramore	Waldrop
Cherner	Grey (D)	Nettles	Wallace
Chesnut	Hale	O'Daniel	Warren
Collins	Hardin	Owens	Weeks
Connell	Harris	Parker (H)	Williams
Coshatt	Headley	Parker (T)	Wise
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot

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RESOLUTION

The following resolution was introduced:

By Mr. Lyons:

H. J. R. 205. WHEREAS, The Alabama State Docks Department with its terminals and inland docks facilities throughout the State constitutes one of the most valuable assets of the State of Alabama, and

WHEREAS, in order to maintain its status as one of the greatest facilities for waterborne commerce in the world, constant attention must be given to maintaining maximum financial and operational capabilities and flexibilities for the Alabama State Docks, and

WHEREAS, The Legislature of the State of Alabama desires to assist in every way possible the development of the great potential of the port and navigable waterways of the State of Alabama, now therefore

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF ALABAMA, THE SENATE CONCURRING, That there shall hereby be created a Joint Legislative Interim Committee to study meth-

ods of improving the financial and operational capabilities of the Alabama State Docks, and, specifically, to determine if the establishment of an Alabama Port Authority would be beneficial to the State of Alabama.

BE IT FURTHER RESOLVED That said committee shall consist of two members from the Senate, to be appointed by the Lieutenant-Governor, and three members from the House of Representatives, to be appointed by the Speaker of the House, and the Director of the Alabama State Docks as an ex-officio member. Said members shall be entitled to the usual legislature per diem when performing their duties, such monies to be drawn from the funds appropriated for the use of the Legislature.

BE IT FURTHER RESOLVED, That said committee shall report to the next regular session of the Legislature by the tenth legislative day.

On motion of Mr. Stokes, the rules were suspended and the resolution was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2117. To provide further for the compensation of election officials in each county having a population of not less than 175,000 nor more than 300,000, according to the 1960 or any subsequent federal decennial census.

Also:

H. 2118. To apply only in counties having a population of not less than 175,000 nor more than 300,000 according to the most recent federal decennial census; fixing and providing for the payment of compensation of the members and chairman of the county governing body and providing for the payment of expenses incurred in the performance of their duties.

Also:

H. 2119. To apply only in counties having populations of not less than 175,000 nor more than 300,000 according to the then next preceding federal census; authorizing the court of county commissioners, board of revenue or other like county governing body to appropriate public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Also:

H. 2120. Relating to registration of voters; providing for meeting days of board of registrars in counties of 175,000 to 300,000 population according to the last Federal Decennial Census; and providing for clerical assistants to be furnished to the board by county and city government.

Also:

H. 2121. Relating to counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census, and to certain cities therein; providing for acquisition, con-

struction, maintenance, management, and operation of places of detention for juveniles and persons confined on orders of family court judges in such counties and cities.

Also:

H. 2122. To provide for establishment and operation of family court divisions of the circuit courts of all counties having populations of not less than 175,000 nor more than 300,000; prescribing the jurisdiction of such court divisions and providing for selection, appointment, qualifications, tenure, and compensation of their officers and administrative and clerical personnel; abolishing special courts having jurisdiction of juveniles and domestic relations cases.

Also:

H. 2123. Relating to counties having populations of not less than 175,000 nor more than 300,000, according to the most recent Federal decennial census; providing for the health and welfare of children; requiring the mandatory reporting by physicians, institutions, and others of injuries inflicted by other than accidental means, upon children under the age of sixteen years; physicians, institutions and others from any liability, civil, or criminal, that might otherwise be incurred or imposed for participation in such report; prescribing penalties for failure to report.

Also:

H. 2124. Relating to counties having populations of not less than 175,000 nor more than 300,000; further regulating the sale of alcoholic beverages in such counties and certain municipalities therein.

Also:

H. 2130. To provide the tax assessors and tax collectors of counties having populations of not less than 23,800 nor more than 23,925 an allowance for clerical assistance, such allowance to be payable out of the general fund of the county.

Also:

H. 2153. Relating to all counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census; providing that the jury commission and board of registrars for said counties be allowed 10 extra authorized meeting days each year, and to provide further for an expense allowance for the members of said bodies.

Also:

H. 2154. To increase the amount of sick leave with pay allowed school bus drivers in all counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census.

Also:

H. 2155. Authorizing counties having a population of not less than 53,000 nor more than 55,000 based on the last federal decennial census to provide the County Superintendent of Education an annual expense allowance, in addition to any and all other salary, compensation or allowances now provided for such officer.

Also:

H. 2156. To repeal Act No. 229, S. 148, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 314) entitled, "An Act to authorize county governing bodies to expend funds to furnish office space, equipment, supplies and clerical assistance for boards of registrars in counties composing a one-county judicial circuit, which counties have a population of not less than 500,000 and having two courthouses where circuit court is required by law to be held."

Also:

H. 2157. To authorize the governing bodies of all counties having a population of not less than 53,000 nor more than 55,000 based on the last federal decennial census to expend funds to furnish office space, equipment, supplies and clerical assistance for the board of registrars.

Also:

H. 2158. To repeal Act No. 350, H. 872, approved August 10, 1965, Regular Session 1965 (Acts 1965, p. 487) entitled, "An Act relating to counties having a population of not less than 47,000 nor more than 49,000 according to the most recent federal decennial census; to provide additional compensation, payable from county funds, for the register of the county court in any such county."

Also:

H. 2159. Relating to all counties having a population of not less than 53,000 nor more than 55,000 based on the most recent federal decennial census; to provide additional compensation, payable from county funds, for the register of the county court in any such county.

Also:

H. 2160. To repeal Act No. 236, S. 428, approved August 16, 1967, Regular Session (Acts 1967, p. 612) entitled, "An Act to authorize all counties having populations of not less than 47,000 nor more than 49,000 according to the most recent federal decennial census, and all municipalities and all public hospitals in such counties to create, establish, maintain and operate ambulance services on a profit or non-profit basis; to declare the furnishing of such ambulance service to be a governmental function; and to relieve such counties, municipalities and public hospitals furnishing such service therein from liability for death, personal injury or property damage growing out of or resulting from the maintenance and operation of such ambulance services."

Also:

H. 2161. To authorize counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census, and all municipalities and all public hospitals in said counties to create, establish, maintain and operate ambulance services on a profit or non-profit basis; to declare the furnishing of such ambulance service to be a governmental function; and to relieve such counties, municipalities and public hospitals furnishing such service therein from liability for death, personal injury or property damage growing out of or resulting from the maintenance and operation of such ambulance services.

Also:

H. 2162. To repeal Act No. 65, H. 99, approved April 23, 1963, Second Special Session 1963 (Acts 1963, p. 227) entitled, "An Act to apply in all those counties in Alabama having not less than 46,500 population and not more than 49,000 population according to the latest or any subsequent federal decennial census, and further regulating and prescribing the qualifications of persons engaging in the Bail Bond business in such counties."

Also:

H. 2163. To repeal Act No. 797, H. 972, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1439) entitled, "An Act to apply only in counties having populations of not less than 47,000 nor more than 49,000 according to the most recent federal decennial census; providing additional expense allowances for the tax collector of each of such counties."

Also:

H. 2164. Providing additional expense allowances for the tax collector of all counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census.

Also:

H. 2165. To repeal Act No. 465, H. 535, approved September 7, 1967, Regular Session 1967 (Acts 1967, p. 1156) entitled, "An Act relating to counties having populations of not less than 47,000 nor more than 49,000; fixing the fee for issuance of a pistol permit by the sheriff; and providing for the disposition and use of such fees."

Also:

H. 2166. Relating to counties having a population of not less than 53,000 nor more than 55,000 based on the last federal decennial census; fixing the fee for the issuance of pistol permits by the sheriff, providing for the deposit of such fees in a Sheriff's Fund, providing for the use of such fund, and repealing conflicting laws.

Also:

H. 2167. To repeal Act No. 1021, S. 875, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1901) entitled, "An Act to apply only in counties having populations of not less than 47,000 nor more than 49,000 according to the most recent federal decennial census; providing additional allowances for clerk hire fund for the office of Probate of such counties."

Also:

H. 2168. Providing additional allowances for clerk hire fund for the office of Probate in all counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census.

Also:

H. 2169. To repeal Act No. 798, H. 973, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1439) entitled, "An Act to apply only in counties having populations of not less than 47,000 nor more than

49,000 according to the most recent federal decennial census; providing additional expense allowances for the tax assessor of each of such counties."

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills and House Joint Resolutions, to-wit:

H. 47. To amend Sections 697, 712, and 713 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to make further provisions with respect to motor vehicle licenses and registration fees, including provisions respecting the disposition of the proceeds of the said licenses and fees.

Also:

H. J. R. 145. Creation of a Fine Arts High School.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL AND HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill and House Joint Resolution, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order.

RULE SUSPENDED

On motion of Mr. Burgess, Rule 4 (4), was suspended to allow passage of the bill, H. 2490, being other than a local or general bill of local application.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	Cottingham	Hill	St. John
Adams	Crawford	Jones (F)	Slate
Agee	Crowe	King	Smith (K)
Baker	Culver	Kinsey	Smith (P)
Bank	Dill	Lutz	Snell
Barkett	Downing	McBride	Stewart
Benton	Drake	McCluskey	Stokes
Boles	Edwards	McDonald	Straiton
Boutwell	Ellis	Manley	Taylor
Bowers	Erdreich	Mathews	Therrell
Brassell	Falkenburg	Merrill	Turner
Burgess	Flippo	Mims	Waggoner
Callahan	Gafford	Naramore	Waldrop
Carnes	Goodwin	O'Daniel	Wallace
Carter	Grainger	Owens	Warren
Casey	Gray (F)	Parker (H)	Weeks
Cauthen	Grey (D)	Perloff	Williams
Cherner	Hale	Pruitt	Wise
Chesnut	Hardin	Reed (T)	Wood
Collins	Harris	Reynolds	Wynot
Coshatt	Hearn		

—82

Nay: Mr. Gloor.

—1

And the bill:

H. 2490. To provide that all contracts of insurance or policies of insurance providing payment for health services issued or delivered in this State shall offer provisions to cover and include the services of chiropractors.

Was taken up.

And the bill, H. 2490, was read a third time at length and passed, and sent forthwith to the Senate without engrossment.

Yeas 61; Nays 21.

Yeas:

Messrs.:	Culver	Jones (F)	Slate
Adams	Dill	Lutz	Smith (K)
Agee	Doss	McBride	Snell
Baker	Downing	McCorquodale	Stewart
Bank	Drake	Manley	Stokes
Barkett	Edwards	Mathews	Straiton
Boles	Ellis	Merrill	Stubbs
Bowers	Erdreich	Mims	Taylor
Brassell	Falkenburg	Naramore	Therrell
Burgess	Fite	Parker (H)	Waggoner
Carnes	Flippo	Pruitt	Waldrop
Carter	Gafford	Reid (R)	Wallace
Cherner	Goodwin	Reynolds	Warren
Cottingham	Grainger	Robertson	Williams
Crawford	Headley	St. John	Wood
Crowe	Hobbie		

—61

Nays:

Mr. Speaker	Boutwell	Chesnut	Gloor
Benton	Cauthen	Coshatt	Gray (F)

Grey (D)	Hill	Nettles	Smith (P)
Hale	King	Owens	Turner
Harris	McCluskey	Reed (T)	Weeks
Hearn			

—21

RULE SUSPENDED

On motion of Mr. Crawford, Rule 4 (4), was suspended to allow passage of the bill, H. 1024, being other than a local or general bill of local application.

Yeas 86; Nays 1.

Yeas:

Mr. Speaker	Culver	Hobbie	Robertson
Agee	Dill	Jones (E)	St. John
Baker	Doss	Jones (F)	Slate
Barkett	Downing	King	Smith (K)
Bassett	Drake	Lutz	Smith (P)
Benton	Edwards	McBride	Snell
Boles	Ellis	McCluskey	Stewart
Boutwell	Erdreich	McCorquodale	Stokes
Bowers	Falkenburg	McDonald	Straiton
Brassell	Fite	Manley	Stubbs
Burgess	Flippo	Mathews	Taylor
Callahan	Gafford	May	Therrell
Carnes	Gloor	Meeks	Turner
Carter	Goodwin	Merrill	Waggoner
Casey	Grainger	Mims	Waldrop
Cauthen	Gray (F)	Naramore	Wallace
Collins	Grey (D)	Nettles	Warren
Connell	Hale	Parker (H)	Weeks
Coshatt	Hardin	Pruitt	Williams
Cottingham	Harris	Reid (R)	Wise
Crawford	Hearn	Reynolds	Wood
Crowe	Hill		

—86

Nay: Mr. Lang.

—1

And the bill:

H. 1024. (With Amendments): To provide for the issuance of special license tags to members of the Alabama Jaycees.

Was taken up.

The question, then, was on the adoption of the amendments reported by the Standing Committee on Local Government, said Committee amendment #1 being as follows:

Amend House Bill 1024, Section 1 by adding in the seventh line after the words "and upon payment" and before the words "of the regular license fee" the words "of one dollar (\$1.00) more".

And the amendment was adopted.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	Agee	Barkett	Benton
Adams	Bank	Bassett	Boles

Boutwell	Erdreich	Lutz	Slate
Bowers	Fite	McCluskey	Smith (K)
Brassell	Flippo	McCorquodale	Smith (P)
Callahan	Gafford	McDonald	Snell
Carnes	Gloor	Mathews	Stewart
Casey	Goodwin	May	Stokes
Cherner	Grainger	Meeks	Straiton
Collins	Gray (F)	Merrill	Taylor
Connell	Grey (D)	Mims	Therrell
Coshatt	Hale	Naramore	Turner
Cottingham	Harris	Nettles	Waggoner
Crawford	Headley	Owens	Waldrop
Crowe	Hearn	Parker (H)	Wallace
Dill	Hill	Pruitt	Warren
Doss	Hobbie	Reed (T)	Weeks
Downing	Jones (E)	Reid (R)	Williams
Drake	Jones (F)	Reynolds	Wise
Edwards	King	Robertson	Wood
Ellis	Lang		

—82

Nay: Mr. Falkenburg.

—1

The question, then, was on the adoption of the amendment #2 reported by the Standing Committee on Local Government, said Committee amendment #2 being as follows:

Amend HB 1024 Section II by striking Section II in its entirety and substituting the following:

"Section II. Owners of motor vehicles who are residents of the state of Alabama, and who are members of the Alabama Jaycees, upon application to the Commissioner of Revenue after complying with the state motor vehicle laws relating to registration and licensing of motor vehicles, and upon the payment of the regular license fee for tags, as provided by law, and the additional payment of a fee of \$1.00 shall be issued license plates upon which, in lieu of the county-designator numeral or numerals shall be inscribed "J.C."

Amend Section V of HB 1024 by striking Section V in its entirety and substituting the following:

"Section V. This Act shall become effective on October 1, 1972 after its passage and approval by the Governor, or upon its otherwise becoming a law."

And the amendment was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Carnes	Dill	Hale
Adams	Carter	Downing	Hardin
Bank	Casey	Edwards	Harris
Barkett	Cauthen	Ellis	Headley
Bassett	Cherner	Erdreich	Hearn
Benton	Collins	Falkenburg	Hill
Boles	Connell	Fite	Hobbie
Boutwell	Coshatt	Flippo	Jones (E)
Bowers	Cottingham	Goodwin	Jones (F)
Brassell	Crawford	Grainger	King
Callahan	Crowe	Grey (D)	Lang

Lutz	Mims	Slate	Therrell
McCluskey	Naramore	Smith (K)	Turner
McCorquodale	Nettles	Smith (P)	Waldrop
McDonald	Parker (H)	Snell	Wallace
Manley	Pruitt	Stewart	Warren
Mathews	Reid (R)	Stokes	Weeks
May	Reynolds	Straiton	Williams
Meeks	Robertson	Stubbs	Wise
Merrill	St. John	Taylor	Wood

—80

Mr. Crawford offered the following amendment to the bill, H. 1024, as amended:

Amend Amendments #1 and #2 of House Bill 1024 by striking the words and figures "one dollar (\$1.00)" wherever it appears in the amendments and inserting in lieu thereof the words and figures "five dollars (\$5.00)".

And the amendment was adopted.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hill	Reid (R)
Adams	Crawford	Hobbie	Reynolds
Adwell	Cross	Jones (E)	Robertson
Agee	Crowe	Jones (F)	St. John
Baker	Culver	King	Slate
Bank	Dill	Lang	Smith (K)
Barkett	Doss	Lutz	Smith (P)
Bassett	Downing	McCluskey	Snell
Benton	Drake	McCorquodale	Stewart
Boles	Edwards	McDonald	Stokes
Boutwell	Erdreich	Manley	Straiton
Bowers	Fite	Mathews	Taylor
Brassell	Flippo	May	Therrell
Callahan	Gafford	Meeks	Turner
Carnes	Goodwin	Merrill	Waggoner
Carter	Grainger	Mims	Waldrop
Casey	Grey (D)	Naramore	Wallace
Cauthen	Hale	Nettles	Warren
Cherner	Hardin	Owens	Weeks
Chesnut	Harris	Parker (H)	Williams
Collins	Headley	Pruitt	Wise
Connell	Hearn	Reed (T)	Wood
Coshatt			

—89

And the bill, H. 1024, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 87; Nays 2.

Yeas:

Mr. Speaker	Barkett	Brassell	Chesnut
Adams	Bassett	Callahan	Collins
Adwell	Benton	Carnes	Connell
Agee	Boles	Carter	Coshatt
Baker	Boutwell	Casey	Cottingham
Bank	Bowers	Cherner	Crawford

Crowe	Headley	Merrill	Snell
Dill	Hearn	Mims	Stewart
Doss	Hill	Naramore	Stokes
Downing	Hobbie	Nettles	Straiton
Drake	Jackson	Owens	Taylor
Edwards	Jones (E)	Parker (H)	Therrell
Erdreich	Jones (F)	Perloff	Turner
Fite	King	Pruitt	Waggoner
Flippo	Kinsey	Reed (T)	Waldrop
Goodwin	Lutz	Reid (R)	Wallace
Grainger	McCluskey	Reynolds	Warren
Gray (F)	McCorquodale	Roberts	Weeks
Grey (D)	McDonald	Robertson	Williams
Hale	Manley	St. John	Wise
Hardin	May	Smith (K)	Wood
Harris	Meeks	Smith (P)	

—87

Nays: Messrs. Cauthen and Falkenburg.

—2

UNANIMOUS CONSENT GRANTED

At the request of Mr. Gafford, unanimous consent was granted to have the Journal show him voting "Nay" on the bill, H. 2490.

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted for Mr. Weeks to have his name added as co-sponsor to the bill, H. 1024.

RULE SUSPENDED

On motion of Mr. Drake, Rule 4 (4), was suspended to allow passage of the bill, H. 2823, being other than a local or general bill of local application.

Yeas 89; Nays 4.

Yeas:

Mr. Speaker	Cottingham	Hill	Reid (R)
Adams	Crawford	Hobbie	Reynolds
Adwell	Cross	Jackson	Robertson
Agee	Crowe	Jones (E)	St. John
Baker	Culver	Jones (F)	Slate
Bank	Dill	King	Smith (K)
Barkett	Downing	Kinsey	Smith (P)
Bassett	Drake	Lutz	Snell
Benton	Edwards	McCluskey	Stewart
Boles	Ellis	McCorquodale	Stokes
Boutwell	Falkenburg	McDonald	Straiton
Bowers	Fite	Manley	Stubbs
Brassell	Flippo	Mathews	Taylor
Burgess	Gloor	May	Therrell
Callahan	Goodwin	Meeks	Turner
Carnes	Grainger	Merrill	Waggoner
Carter	Grey (D)	Mims	Wallace
Casey	Hale	Naramore	Warren
Cauthen	Hardin	Nettles	Weeks
Chesnut	Harris	Owens	Williams
Collins	Headley	Perloff	Wise
Connell	Hearn	Pruitt	Wood
Coshatt			

—89

Nays:

Messrs.:	Gray (F)	Reed (T)	Waldrop
Erdreich			

—4

And the bill:

H. 2823. To prohibit the denial of admission of any child to any public school in this State under certain conditions.

Was taken up.

Mr. Gray (F) offered the following amendment to the bill, H. 2823:

Amend Section 2 of House Bill 2823 by adding at the end of said Section the following:

"Provided however, that no school authorities shall be compelled to admit any child to any school if the admission of said child to said school would be in violation of any court order directed to said school authorities."

AMENDMENT TABLED

On motion of Mr. Drake, the amendment offered by Mr. Gray (F) was tabled.

Yeas 78; Nays 19.

Yeas:

Mr. Speaker	Crawford	Jones (E)	Reynolds
Adams	Cross	Jones (F)	Robertson
Adwell	Crowe	Kinsey	St. John
Bank	Culver	Lang	Slate
Barkett	Downing	McCluskey	Smith (K)
Bassett	Drake	McCorquodale	Snell
Boles	Easters	McDonald	Stewart
Boutwell	Edwards	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Turner
Callahan	Goodwin	Merrill	Turnham
Carter	Grainger	Mims	Waggoner
Casey	Grey (D)	Naramore	Wallace
Cauthen	Hardin	O'Daniel	Warren
Chesnut	Harris	Owens	Weeks
Collins	Headley	Parker (T)	Williams
Connell	Hearn	Perloff	Wise
Coshatt	Hobbie	Pruitt	Wood
Cottingham	Jackson		

—78

Nays:

Messrs.:	Doss	Hill	Reed (T)
Baker	Erdreich	King	Roberts
Carnes	Flippo	Lutz	Stokes
Cherner	Gray (F)	McBride	Waldrop
Dill	Hale	Nettles	Wynot

—19

Mr. King offered the following amendment to the bill, H. 2823:

Amend House Bill 2823 by deleting Section 1 in its entirety and inserting in lieu thereof the following:

"No student shall be denied admission to any public school in this State when in the determination of the school child's parent or legal guardian and subject to the approval of the local school board the time or distance of travel to another school is so great as to risk the health or safety of the child or significantly impinge on the educational process."

Further amend House Bill 2823 in Section 2 by deleting the remaining of the sentence after the word process and adding in lieu thereof the following, "the parent or guardian shall make written application to the local school board responsible for the administration of the school to which the child is to be admitted, and upon approval of said school board the authorities shall thereupon admit said child."

AMENDMENT TABLED

On motion of Mr. Drake, the amendment offered by Mr. King was tabled.

Yeas 72; Nays 21.

Yeas:

Mr. Speaker	Crawford	Hobbie	Robertson
Adams	Cross	Jones (F)	St. John
Adwell	Crowe	Kinsey	Slate
Agee	Dill	Lang	Smith (K)
Barkett	Downing	McCorquodale	Snell
Benton	Drake	McDonald	Straiton
Bowers	Easters	Manley	Stubbs
Brassell	Edwards	Mathews	Taylor
Burgess	Ellis	May	Therrell
Callahan	Fite	Merrill	Turner
Carter	Gafford	Mims	Turnham
Casey	Gloor	Naramore	Waggoner
Cauthen	Goodwin	O'Daniel	Wallace
Chesnut	Grainger	Owens	Warren
Collins	Grey (D)	Perloff	Weeks
Connell	Harris	Pruitt	Williams
Coshatt	Headley	Reid (R)	Wise
Cottingham	Hearn	Reynolds	Wood

—72

Nays:

Messrs.:	Doss	King	Reed (T)
Baker	Flippo	Lutz	Roberts
Boles	Gray (F)	McBride	Stokes
Boutwell	Hale	Meeks	Waldrop
Carnes	Hill	Nettles	Wynot
Cherner	Jones (E)		

—21

Mr. Cauthen offered the following amendment to the bill, H. 2823:

Section 1. Amend Section 1 of House Bill 2823 by striking therefrom the words "such child's parents or legal guardian," and by substituting in lieu thereof the words:

"the school board of the school where said child is then attending school."

Section 2. Amend Section 2 of House Bill 2823 by striking therefrom the word "shall" after the word "authorities" and by substituting in lieu thereof the word "may."

AMENDMENT TABLED

On motion of Mr. Drake, the amendment was tabled.

Yeas 73; Nays 25.

Yeas:

Mr. Speaker	Crawford	Hobbie	Reid (R)
Adams	Cross	Jackson	Reynolds
Adwell	Crowe	Jones (E)	Robertson
Agee	Culver	Jones (F)	Slate
Bank	Downing	Kinsey	Smith (K)
Barkett	Drake	McCluskey	Snell
Bassett	Easters	McCorquodale	Straiton
Boles	Edwards	McDonald	Stubbs
Bowers	Ellis	Manley	Therrell
Brassell	Fite	Mathews	Turner
Burgess	Gafford	May	Turnham
Callahan	Gloor	Merrill	Waggoner
Carter	Goodwin	Mims	Wallace
Casey	Grainger	Naramore	Warren
Chesnut	Grey (D)	O'Daniel	Weeks
Collins	Hardin	Owens	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham			

—73

Nays:

Messrs.:	Doss	King	Reed (T)
Baker	Eldreich	Lutz	Roberts
Boutwell	Flippo	McBride	St. John
Carnes	Gray (F)	Meeks	Stokes
Cauthen	Hale	Nettles	Waldrop
Cherner	Harris	Parker (T)	Wynot
Dill	Hill		

—25

And the bill, H. 2823, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 93; Nays 7.

Yeas:

Mr. Speaker	Brassell	Crawford	Fite
Adams	Burgess	Cross	Flippo
Adwell	Callahan	Crowe	Gafford
Agee	Carnes	Culver	Gloor
Baker	Carter	Dill	Goodwin
Bank	Casey	Doss	Grainger
Barkett	Cherner	Downing	Grey (D)
Bassett	Chesnut	Drake	Hardin
Benton	Collins	Easters	Harris
Boles	Connell	Edwards	Headley
Boutwell	Coshatt	Ellis	Hearn
Bowers	Cottingham	Falkenburg	Hill

Hobbie	May	Robertson	Turner
Jackson	Meeks	St. John	Turnham
Jones (E)	Merrill	Slate	Waggoner
Jones (F)	Mims	Smith (K)	Waldrop
Kinsey	Naramore	Smith (P)	Wallace
Lang	O'Daniel	Snell	Warren
Lutz	Owens	Stewart	Weeks
McCluskey	Perloff	Straiton	Williams
McCorquodale	Pruitt	Stubbs	Wise
McDonald	Reid (R)	Taylor	Wood
Manley	Reynolds	Therrell	Wynot
Mathews			

—23

Nays:

Messrs.:	Gray (F)	King	Nettles
Cauthen	Hale	McBride	Reed (T)

—7

MOTION TO RECESS LOST

The motion of Mr. Manley that the House stand in recess until 2:00 o'clock p. m., was lost.

Yeas 35; Nays 63.

Yeas:

Mr. Speaker	Cherner	Hobbie	Reed (T)
Baker	Chesnut	Jackson	Roberts
Barkett	Collins	Manley	Slate
Brassell	Cross	Mims	Snell
Burgess	Crowe	Naramore	Stokes
Callahan	Dill	Nettles	Turnham
Carter	Flipppo	O'Daniel	Warren
Casey	Gafford	Owens	Williams
Cauthen	Gloor	Pruitt	

—35

Nays:

Messrs.:	Drake	Jones (E)	Reynolds
Adams	Easters	Jones (F)	Robertson
Adwell	Edwards	King	St. John
Agee	Ellis	Kinsey	Smith (K)
Bank	Erdreich	Lang	Smith (P)
Bassett	Fite	Lutz	Straiton
Benton	Goodwin	McBride	Stubbs
Boles	Grainger	McCluskey	Taylor
Boutwell	Gray (F)	McDonald	Therrell
Bowers	Grey (D)	May	Turner
Carnes	Hale	Meeks	Waggoner
Connell	Hardin	Merrill	Waldrop
Cottingham	Harris	Parker (H)	Wallace
Crawford	Headley	Parker (T)	Weeks
Culver	Hearn	Perloff	Wood
Downing	Hill	Reid (R)	Wynot

—63

SPECIAL ORDER RESUMED
RULE SUSPENDED

On motion of Mr. Stewart, Rule 4 (4), was suspended to allow passage of the bill, H. 643, being other than a local or general bill of local application.

Yeas 78; Nays 18.

Yeas:

Messrs.:	Crawford	Lang	Roberts
Adams	Cross	Lutz	Robertson
Agee	Crowe	McBride	St. John
Baker	Culver	McCluskey	Slate
Bank	Dill	McCorquodale	Smith (K)
Barkett	Doss	McDonald	Smith (P)
Boutwell	Downing	Manley	Snell
Bowers	Drake	Mathews	Stokes
Brassell	Ellis	May	Straiton
Burgess	Erdreich	Merrill	Stubbs
Carnes	Falkenburg	Mims	Therrell
Carter	Flippo	Naramore	Turnham
Casey	Goodwin	Nettles	Waggoner
Cauthen	Grainger	Owens	Waldrop
Cherner	Gray (F)	Parker (H)	Wallace
Chesnut	Grey (D)	Parker (T)	Warren
Collins	Hale	Perloff	Weeks
Connell	Hearn	Reed (T)	Wood
Coshatt	Hill	Reid (R)	Wynot
Cottingham	King	Reynolds	

—78

Nays:

Mr. Speaker	Fite	Hobbie	Meeks
Bassett	Gafford	Jackson	Pruitt
Benton	Gloor	Jones (E)	Turner
Boles	Hardin	Jones (F)	Wise
Edwards	Headley		

—18

And the bill:

H. 643. (With Substitute): To raise revenue: Designating certain leasehold interests in lands, buildings and other improvements thereon as separate and special interests in land and subject to ad valorem taxation when the leased premises are owned by the State, a county, a city or a public corporation; providing for the valuation of such leasehold interests, and for the assessment and collection of ad valorem taxes levied thereon, and prescribing exemptions.

Was taken up.

The question, then, was on the adoption of the substitute reported by the Standing Committee on Ways and Means, said Committee substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

To raise revenue: Designating certain leasehold interests in lands, buildings and other improvements thereon as separate and special interests in land and subject to ad valorem taxation when the leased premises are owned by the State, a county, a city or a public corporation; providing for the valuation of such leasehold interests, and for the assessment and collection of ad valorem taxes levied thereon, and prescribing exemptions.

Be It Enacted by the Legislature of Alabama:

Section 1. Leasehold interests in lands, buildings and other improvements thereon, including all real and personal properties deemed necessary in connection therewith, are hereby designated a separate or special interest in land, and shall be subject to ad valorem taxation in this state when the leased premises are exempt from taxation under the provisions of Act No. 648, 1949 Regular Session (Acts 1949, p. 991) approved September 19, 1949, as amended, concerning the organization of public corporations to promote industry through the issuance of industrial development bonds, and under the provisions of Act No. 756, 1951 Regular Session (Acts 1951, p. 1307) approved September 6, 1951, as amended, concerning the authorization of municipalities to promote industry through the issuance of industrial development bonds.

Section 2. The value of such leasehold interest for purposes of taxation shall be the fair and reasonable market value of the land, buildings and other improvements thereon, including all real and personal properties deemed necessary in connection therewith for the particular enterprise for which the leased premises are used or suitable for use which are provided by the lessor.

The lessee shall make return of such leasehold interest at the same time and in the same manner that owners of other taxable interests in real property return their property for assessment for taxation.

Such leasehold interest shall be assessed and taxed at the same rate or percent that other taxable interests in real property are assessed and taxed.

Section 3. When a lessee of any of the properties described in Section 1 of this act uses the leased premises for a factory, plant or industry, which if located on premises owned by the lessee would be exempt from ad valorem taxation under Code of Alabama 1940, Title 51, Sections 3 through 10, as amended, or under Act No. 399, Regular Session 1967 (Acts 1967, p. 1002), or any other act amendatory or supplementary to such laws, then the leasehold interest in the above described properties shall also be exempt from taxation to the same extent, for the same period of time and upon the same terms and conditions as prescribed by said above mentioned laws for the exemption of factories, plants and industries engaged in like businesses. All such exemptions may be granted and claimed in the manner prescribed in such laws; except that when any of such laws provide that an application for such exemption must be made within twelve months after completion of any plant, industry or factory or any extension thereof or addition thereto and such period has expired when this act becomes effective, then such application may be made within twelve months after the effective date of this act. The exemption may be granted for whichever is the shorter of the following periods of time: (1) 10 years from the effective date of the act; or (2) the period of time remaining to the lessee to use such leased premises under the provisions of the lease or other instrument by which such lessee acquired such leasehold interest. It is specifically provided that nothing in this act shall authorize the exemption from ad valorem taxation of any leasehold interest for a period of more than 10 years from the effective date of this act.

Section 4. The provisions of this act are supplemental. It shall be construed in *pari materia* with other laws relative to the levy, assessment and collection of ad valorem taxes and other laws providing exemptions therefrom; nevertheless, all laws or parts of laws which conflict herewith are hereby repealed.

Section 5. This act shall govern and apply to ad valorem taxes due for the fiscal year beginning October 1, 1971 and all subsequent years.

And the substitute was adopted.

Yeas 88; Nays 6.

Yeas:

Mr. Speaker	Cross	Jackson	Roberts
Adams	Crowe	Jones (E)	Robertson
Adwell	Culver	King	St. John
Agee	Dill	Lang	Slate
Baker	Doss	Lutz	Smith (K)
Bank	Downing	McBride	Smith (P)
Barkett	Drake	McCluskey	Snell
Bassett	Easters	McDonald	Stewart
Boles	Edwards	Mathews	Stokes
Boutwell	Ellis	May	Straiton
Bowers	Erdreich	Meeks	Stubbs
Brassell	Falkenburg	Merrill	Turner
Burgess	Flippo	Mims	Turnham
Carnes	Goodwin	Naramore	Waggoner
Carter	Grainger	Nettles	Waldrop
Casey	Gray (F)	O'Daniel	Wallace
Cauthen	Grey (D)	Owens	Warren
Collins	Hale	Parker (T)	Weeks
Connell	Hardin	Perloff	Williams
Coshatt	Hearn	Reed (T)	Wise
Cottingham	Hill	Reid (R)	Wood
Crawford	Hobbie	Reynolds	Wynot

—88

Nays:

Messrs.:	Headley	Kinsey	Pruitt
Fite	Jones (F)	Manley	

—6

Mr. Stewart offered the following amendment to the bill, H. 643, as amended:

Strike out Section 3 in its entirety and insert in lieu thereof the following:

Section 3. As to businesses beginning operation after this Act becomes effective, when a lessee of any of the properties described in Section 1 of this act uses the leased premises for a factory, plant or industry, which if located on premises owned by the lessee would be exempt from ad valorem taxation under Code of Alabama 1940, Title 51, Sections 3 through 10, as amended, or under Act No. 399, Regular Session 1967 (Acts 1967, p. 1002), or any other act amendatory or supplementary to such laws, then the leasehold interest in the above described properties shall also be exempt from taxation to the same extent, for the same period of time and upon the same terms and conditions as prescribed by said above-mentioned laws for the exemption of factories, plants and industries engaged in like businesses. All such exemptions may be granted and claimed in the manner prescribed in such laws. All businesses and industries operating in this state on the effective date of this act, and having leasehold interests in real or personal property which are exempt from taxation under the laws cited in Section 1 of this Act shall continue to be entitled to such exemption for the duration of the base period of the lease under which they are operating on the effective date of this act. Such exemp-

tion, however, shall not be applicable during any part of any period of renewal or extension of such lease; nor shall such factory, plant or industry be entitled to the exemptions from ad valorem taxation under Code of Alabama 1940, Title 51, Sections 3 through 10, as amended.

And the amendment was adopted.

Yeas 73; Nays 9.

Yeas:

Messrs.:	Cottingham	King	Robertson
Adams	Crawford	Lang	Slate
Agee	Crowe	Lutz	Smith (K)
Baker	Dill	McBride	Smith (P)
Barkett	Doss	McCluskey	Snell
Benton	Downing	McCorquodale	Stewart
Boles	Edwards	McDonald	Stokes
Boutwell	Ellis	Meeks	Straiton
Bowers	Falkenburg	Merrill	Stubbs
Brassell	Fite	Mims	Therrell
Burgess	Flippo	Naramore	Turner
Callahan	Goodwin	Nettles	Waggoner
Carnes	Grainger	Owens	Waldrop
Casey	Gray (F)	Parker (T)	Wallace
Cauthen	Grey (D)	Perloff	Weeks
Cherner	Hale	Reed (T)	Williams
Chesnut	Harris	Reid (R)	Wood
Collins	Hill	Roberts	Wynot
Connell	Jones (E)		

—73

Nays:

Mr. Speaker	Hobbie	Manley	Pruitt
Carter	Kinsey	O'Daniel	Reynolds
Cross			

—9

UNANIMOUS CONSENT GRANTED

At the request of Mr. Flippo, unanimous consent was granted to have the Journal show his name added as co-sponsor to the bill, H. 643.

MOTION TO TEMPORARILY CARRY OVER H. 643

Mr. Jones (F) moved to temporarily carry over the bill, H. 643, as amended.

The motion of Mr. Stewart to table the motion of Mr. Jones (F), was lost.

Yeas 46; Nays 47.

Yeas:

Messrs.:	Callahan	Cottingham	Goodwin
Adams	Carnes	Cross	Grainger
Baker	Carter	Crowe	Grey (D)
Bank	Casey	Culver	Hale
Boutwell	Cauthen	Doss	Hearn
Brassell	Connell	Erdreich	Hill
Burgess	Coshatt	Flippo	King

Lutz	Naramore	Robertson	Stewart
McBride	Parker (T)	St. John	Stubbs
McCluskey	Reed (T)	Smith (K)	Waldrop
Meeks	Reid (R)	Smith (P)	Wynot
Merrill	Roberts	Snell	

—46

Nays:

Mr. Speaker	Edwards	Kinsey	Slate
Agee	Ellis	McCorquodale	Stokes
Barkett	Falkenburg	McDonald	Straiton
Bassett	Fite	Manley	Taylor
Boles	Gafford	May	Turner
Bowers	Gloor	Mims	Waggoner
Chesnut	Harris	Nettles	Wallace
Collins	Headley	O'Daniel	Warren
Crawford	Hobbie	Owens	Williams
Dill	Jackson	Perloff	Wise
Downing	Jones (E)	Pruitt	Wood
Easters	Jones (F)	Reynolds	

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MOTION TO CARRY OVER H. 643 LOST

The question, then, was on the adoption of the motion of Mr. Jones (F) to temporarily carry over the bill, H. 643, as amended, and the motion was lost.

Yeas 44; Nays 57.

Yeas:

Mr. Speaker	Downing	Jones (E)	Slate
Adwell	Easters	Jones (F)	Stokes
Agee	Edwards	Kinsey	Straiton
Barkett	Ellis	McCorquodale	Taylor
Boles	Falkenburg	Manley	Therrell
Bowers	Fite	May	Turner
Callahan	Gafford	Mims	Waggoner
Chesnut	Gloor	Nettles	Warren
Collins	Headley	O'Daniel	Williams
Cottingham	Hobbie	Owens	Wise
Crawford	Jackson	Pruitt	Wood

—44

Nays:

Messrs.:	Coshatt	Hearn	Reed (T)
Adams	Cross	Hill	Reid (R)
Baker	Crowe	King	Reynolds
Bank	Culver	Lang	Robertson
Bassett	Dill	Lutz	St. John
Benton	Doss	McBride	Smith (K)
Boutwell	Drake	McCluskey	Smith (P)
Brassell	Erdreich	McDonald	Snell
Burgess	Flippo	Meeks	Stewart
Carnes	Goodwin	Merrill	Stubbs
Carter	Grainger	Naramore	Waldrop
Caszy	Gray (F)	Parker (H)	Wallace
Cauthen	Grey (D)	Parker (I)	Weeks
Cherner	Hale	Perloff	Wynot
Connell	Harris		

—57

Having voted on the prevailing side, Mr. Therrell moved to reconsider the vote by which the rules were suspended to allow consideration of the bill, H. 643, and the motion was lost.

Yeas 42; Nays 57.

Yeas:

Mr. Speaker	Culver	Jones (F)	Pruitt
Adwell	Downing	Kinsey	Straiton
Agee	Easters	McCorquodale	Taylor
Barkett	Edwards	McDonald	Therrell
Bassett	Ellis	Manley	Turner
Bowers	Falkenburg	May	Waggoner
Callahan	Fite	Mims	Wallace
Chesnut	Gafford	Nettles	Warren
Collins	Gloor	O'Daniel	Williams
Cottingham	Headley	Owens	Wood
Crawford	Hobbie		

—42

Nays:

Messrs.:	Cross	Jones (E)	Reynolds
Adams	Crowe	King	Robertson
Baker	Dill	Lang	St. John
Bank	Doss	Lutz	Slate
Boles	Erdreich	McBride	Smith (K)
Boutwell	Flippo	McCluskey	Smith (P)
Brassell	Goodwin	Meeks	Snell
Burgess	Grainger	Merrill	Stewart
Carnes	Gray (F)	Naramore	Stokes
Carter	Gray (D)	Parker (H)	Stubbs
Casey	Hale	Parker (T)	Waldrop
Cauthen	Harris	Perloff	Weeks
Cherner	Hearn	Reed (T)	Wise
Connell	Hill	Reid (R)	Wynot
Coshatt	Jackson		

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And the bill, H. 643, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 53; Nays 48.

Yeas:

Messrs.:	Cross	Hill	Reid (R)
Adams	Crowe	King	Reynolds
Baker	Culver	Lang	Roberts
Bank	Dill	Lutz	Robertson
Bassett	Doss	McBride	St. John
Boutwell	Drake	McCluskey	Smith (K)
Brassell	Erdreich	McDonald	Smith (P)
Burgess	Flippo	Meeks	Snell
Carnes	Goodwin	Merrill	Stewart
Carter	Grainger	Naramore	Stubbs
Casey	Gray (F)	Parker (H)	Waldrop
Cauthen	Hale	Parker (T)	Weeks
Connell	Harris	Reed (T)	Wynot
Coshatt	Hearn		

—53

Nays:

Mr. Speaker	Crawford	Jones (E)	Slate
Adwell	Downing	Jones (F)	Stokes
Agee	Easters	Kinsey	Straiton
Barkett	Edwards	McCorquodale	Taylor
Benton	Ellis	Manley	Therrell
Boles	Falkenburg	May	Turner
Bowers	Fite	Mims	Waggoner
Callahan	Gafford	Nettles	Wallace
Cherner	Gloor	O'Daniel	Warren
Chesnut	Headley	Owens	Williams
Collins	Hobbie	Perloff	Wise
Cottingham	Jackson	Pruitt	Wood

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MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 727, with a suggested Executive Amendment.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON
EXECUTIVE SECRETARY

Done this 2d day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated House Bill Number 727, without my approval and with a suggested Executive Amendment.

It is suggested that Section 1. (Section 5.) of House Bill Number 727 be amended to read as follows:

"The original pleadings in civil suits, at law or in equity, the original process issued thereon, all affidavits and bonds taken in the court thereof, may be used and, if so used, shall stand as the final record therein. If said original pleading, or process, or affidavit, or bond, should be lost, a copy of such shall stand in the place, and have the force and effect of the original".

The adoption of the above suggested Amendment will remove my objection to the Bill.

RESPECTFULLY SUBMITTED,

GEORGE C. WALLACE
GOVERNOR OF ALABAMA

GOVERNOR'S MESSAGE

On motion of Mr. Stokes, the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, H. 727, said Governor's amendment being set out in the above and foregoing Message from the Governor.

Yeas 93; Nays 0.

Yeas:

Mr. Speaker	Cross	Jones (E)	Reynolds
Adams	Crowe	Jones (F)	Roberts
Adwell	Culver	King	Robertson
Baker	Dill	Kinsey	Slate
Bank	Doss	Lang	Smith (K)
Barkett	Downing	Lutz	Smith (P)
Bassett	Drake	McCluskey	Snell
Benton	Easters	McDonald	Stewart
Boles	Edwards	Manley	Stokes
Boutwell	Ellis	May	Straiton
Bowers	Erdreich	Meeks	Taylor
Brassell	Fite	Merrill	Therrell
Callahan	Flippo	Mims	Turner
Carnes	Gafford	Naramore	Turnham
Carter	Gloor	Nettles	Waggoner
Casey	Goodwin	O'Daniel	Waldrop
Cauthen	Grainger	Owens	Wallace
Cherner	Gray (F)	Parker (H)	Warren
Chesnut	Grey (D)	Parker (T)	Weeks
Collins	Hale	Perloff	Williams
Connell	Hearn	Pruitt	Wise
Coshatt	Hill	Reed (T)	Wood
Cottingham	Jackson	Reid (R)	Wynot
Crawford			

—93

Which was a majority of the whole number elected to the House.

And the bill:

H. 727. To amend Sections 5 and 6 of Title 7, Code of Alabama, 1940, recompiled 1958, in relation to be recorded on filing and when record used on trial of cause.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Brassell	Cottingham	Erdreich
Adams	Burgess	Crawford	Falkenburg
Adwell	Callahan	Cross	Fite
Agee	Carnes	Crowe	Flippo
Baker	Carter	Culver	Gafford
Bank	Casey	Dill	Gloor
Barkett	Cauthen	Doss	Goodwin
Bassett	Cherner	Downing	Grainger
Benton	Chesnut	Drake	Gray (F)
Boles	Collins	Easters	Grey (D)
Boutwell	Connell	Edwards	Hale
Bowers	Coshatt	Ellis	Hill

Jackson	Merrill	Reynolds	Turner
Jones (E)	Mims	Roberts	Turnham
Jones (F)	Naramore	Robertson	Waggoner
King	Nettles	Slate	Waldrop
Kinsey	O'Daniel	Smith (K)	Wallace
Lang	Owens	Smith (P)	Warren
Lutz	Parker (H)	Snell	Weeks
McCluskey	Parker (T)	Stewart	Williams
McDonald	Perloff	Stokes	Wise
Manley	Pruitt	Straiton	Wood
May	Reed (T)	Taylor	Wynot
Meeks	Reid (R)	Therrell	

—95

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 1299 without the Governor's approval.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON
EXECUTIVE SECRETARY

Done this 2 day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 1299, without my signature and approval.

This Bill is in conflict with and repeals Act No. 116, Special Session, 1971, and for this reason is returned without my approval.

RESPECTFULLY SUBMITTED,

GEORGE C. WALLACE
GOVERNOR OF ALABAMA

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 1299. To repeal Act No. 318, H. 759, approved August 10, 1965, Regular Session 1965 (Acts 1965, p. 438) entitled, "An Act further regulating commercial fishing in public waters in all counties having populations of not less than 96,000 nor more than 106,000, so as to prohibit the use of gill or trammel nets or hoop or fyke nets in commercial fishing operations in such counties."

Mr. Carnes moved passage of the bill, H. 1299, Governor's veto to the contrary notwithstanding.

And the bill, H. 1299, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 0; Nays 76.

Nays:

Mr. Speaker	Connell	Hale	Reid (R)
Adams	Coshatt	Hearn	Reynolds
Agee	Cottingham	Hill	Robertson
Baker	Crawford	Jackson	St. John
Bank	Crowe	Jones (E)	Smith (K)
Barkett	Culver	King	Smith (P)
Benton	Dill	Kinsey	Stewart
Boles	Downing	Lang	Stokes
Boutwell	Drake	Lutz	Straiton
Bowers	Easters	McCluskey	Stubbs
Brassell	Edwards	McDonald	Taylor
Burgess	Ellis	Manley	Therrell
Callahan	Erdreich	Meeks	Waggoner
Carnes	Fite	Merrill	Waldrop
Carter	Flippo	Owens	Wallace
Casey	Gloor	Parker (T)	Warren
Cauthen	Goodwin	Perloff	Weeks
Chesnut	Grainger	Pruitt	Wise
Collins	Grey (D)	Reed (T)	Wynot

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MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 950, without the Governor's approval.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON
EXECUTIVE SECRETARY

Done this 2 day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 950, without my signature and approval.

This Bill is in conflict with House Bill Number 926, Regular Session, 1971, and for this reason is returned without my approval.

RESPECTFULLY SUBMITTED,
GEORGE C. WALLACE
GOVERNOR OF ALABAMA

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 950. To amend the title and Section 1 of Act No. 227, H. 333, Regular Session 1961 (Acts 1961, p. 260), which fixes the compensation of members of the jury commissions of certain counties classified on a population basis.

Mr. Crowe moved passage of the bill, H. 950, Governor's veto to the contrary notwithstanding.

And the bill, H. 950, was again read at length, and the House refused to pass the bill over the veto of the Governor.

Yeas 0; Nays 83.

Nays:

Mr. Speaker	Crawford	King	Reid (R)
Adams	Crowe	Kinsey	Reynolds
Adwell	Culver	Lang	Roberts
Agee	Dill	Lutz	St. John
Baker	Doss	McBride	Slate
Barkett	Downing	McCluskey	Smith (K)
Bassett	Easters	McCorquodale	Smith (P)
Benton	Edwards	McDonald	Snell
Boles	Ellis	Manley	Stokes
Boutwell	Fite	Mathews	Straiton
Brassell	Goodwin	May	Taylor
Callahan	Grainger	Meeks	Therrell
Carnes	Gray (F)	Merrill	Turner
Carter	Grey (D)	Mims	Waggoner
Casey	Hale	Naramore	Waldrop
Cauthen	Harris	Nettles	Wallace
Chesnut	Hearn	Owens	Warren
Collins	Hill	Parker (T)	Williams
Connell	Jackson	Perloff	Wise
Coshatt	Jones (E)	Pruitt	Wynot
Cottingham	Jones (F)	Reed (T)	

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MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor, returning House Bill Number 1127, without the Governor's approval.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON
EXECUTIVE SECRETARY

Done this 2d day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 1127, without my signature and approval.

RESPECTFULLY SUBMITTED,

GEORGE C. WALLACE
GOVERNOR OF ALABAMA

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 1127. To regulate the tenure of employment of county employees having over fifteen years' service in counties having populations of not less than 22,000 nor more than 22,500, creating a Civil Service Board of Appeals, regulating tenure of employment for such employees and prescribing the authority and qualifications, terms, duties, and expenses of members of the board.

Mr. Bassett moved passage of the bill, H. 1127, Governor's veto to the contrary notwithstanding.

And the bill, H. 1127, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 0; Nays 83.

Nays:

Mr. Speaker	Crawford	Jackson	Reid (R)
Adams	Cross	Jones (E)	Roberts
Adwell	Crowe	Jones (F)	St. John
Agee	Culver	King	Slate
Baker	Dill	Kinsey	Smith (K)
Bank	Doss	Lang	Smith (P)
Barkett	Downing	Lutz	Snell
Bassett	Easters	McBride	Stokes
Benton	Edwards	McCluskey	Straiton
Boles	Ellis	McDonald	Taylor
Boutwell	Fite	Manley	Therrell
Brassell	Flippo	Meeks	Turner
Callahan	Gloor	Merrill	Turnham
Carnes	Goodwin	Mims	Waggoner
Carter	Grainger	Naramore	Waldrop
Casey	Gray (F)	Nettles	Wallace
Cauthen	Grey (D)	Owens	Warren
Chesnut	Hale	Parker (T)	Williams
Connell	Hardin	Perloff	Wise
Coshatt	Harris	Pruitt	Wynot
Cottingham	Hill	Reed (T)	

—83

RECESS

Mr. Slate moved that the House recess for one and one-half hours.

The substitute motion of Mr. Owens that the House recess for one hour was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Harris:

S. 1222. To provide further for the control of solid wastes in counties having a population of not less than 75,000 nor more than 90,000 according to the most recent federal decennial census, by providing a method of exemption and a penalty for failure to pay fees, charges and rates for such disposal.

Also:

By Mr. Shelby:

S. 778. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 110,000 nor more than 150,000 inhabitants according to the last preceding or any subsequent federal decennial census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

Also:

By Mr. Owen:

S. 1236. Relating to counties having populations of not less than 57,000 nor more than 61,000; authorizing the tax assessor to employ a clerk to perform duties imposed on the tax assessor under Code of Alabama 1940, Title 51, Sections 66, 67, and 68.

Also:

By Mr. McLain:

S. 1237. To amend Section 1 of Act No. 773, S. 621, Approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama, having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Municipal Employees Pension and Relief Funds", so as to make said act applicable only in cities having a population of not less than 150,000, nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

Also:

By Mr. McLain:

S. 1239. To amend Sections 1 and 3 of Act No. 774, S. 626, of the 1951 Regular Session of the Legislature of Alabama, approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Police and Firemen's Pension and Relief Funds" so as to make said Act apply only to cities having a population of not less than 150,000 nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

Also:

By Mr. Wilson:

S. 1244. Authorizing the county commission in all counties having not less than 55,500 nor more than 56,500 inhabitants according to the last or any subsequent federal decennial census, to make an appropriation of county funds for the relief of Leon W. Richardson to compensate for certain damages.

Also:

By Mr. McLain:

S. 1238. To alter the boundary lines of the City of Huntsville, Madison County, Alabama, so as to include within the corporate limits of said City, all territory described below.

With notice and proof thereto attached and herewith exhibited as follows:

Notice is hereby given that at the 1971 regular session of the Legislature of Alabama, a bill, substantially as follows, will be introduced and application for its passage and enactment will be made.

A BILL
TO BE ENTITLED
AN ACT

To alter the boundary lines of the City of Huntsville, Madison County, Alabama, so as to include within the corporate limits of said City, all territory described below.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the City of Huntsville, Madison County, Alabama, be, and the same are altered or rearranged to as to include within the corporate limits of said City of Huntsville all territory now within such corporate limits and also certain other territory in Madison County, Alabama, such said other certain territory is more particularly described as being all of the territory lying within the County of Madison, State of Alabama, included and embraced within the bounadries herein set out, to-wit:

All that part of the Southwest Quarter of Section 11, Township 4 South, Range 1 West, in the City of Huntsville, Madison County, Alabama, particularly described as beginning at a point on the South margin of Ridgecrest Avenue, said point being located North 89 degrees 00 minutes East 2513.3 feet and South 1461.15 feet from the center of the West boundary of said Section 11, Township 4 South, Range 1 West; thence from the place of beginning South 1165.65 feet; thence south 88 degrees 32 minutes West 1291.87 feet to a point on the South margin of Ridgecrest Avenue; thence along the South margin of said Ridgecrest avenue and around a curve to the left the chord bearing and distance of which is North 52 degrees 47 minutes East 127.00 feet to a point of tangent; thence continuing along the South margin of said Ridgecrest Avenue North 46 degrees 42 minutes East 1635.80 feet to the place of beginning and containing 1703 acres, more or less.

Section 2. That all laws and parts of laws, both general, special and local, in conflict with this Act be, and the same are hereby repealed.

Section 3. This Act shall go into effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

**STATE OF ALABAMA
COUNTY OF MADISON**

Before me, Opal H. Dilworth, a Notary Public in and for said State and County, personally appeared Charles B. O'Reilly, Jr. known to me, who being by me first duly sworn, deposes and says he is Advertising Director of The Huntsville Times, a newspaper published and printed at Huntsville, Madison County, Alabama, and that the attached legal notice was published in said newspaper on August 7, 14, 21 and 23, 1971.

CHARLES B. O'REILLY, JR.

Sworn to and subscribed before me this the 23rd day of August, 1971.

OPAL H. DILWORTH,
Notary Public.

My commission expires April 9, 1975.

Also:

By Mr. Hammond:

S. 1240. To alter or re-arrange the boundary lines of the Town of Valley Head, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
COUNTY OF DeKALB**

NOTICE is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL
TO BE ENTITLED
AN ACT**

To alter or re-arrange the boundary lines of the Town of Valley Head, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the Town of Valley Head, DeKalb County, Alabama, be, and the same are hereby altered or re-arranged so as to include within the corporate limits of said town all territory lying within the following described lands, to-wit:

Beginning at the Northwest corner of Section 29, Township 5 South, Range 10 East of the Huntsville Meridian run East along the North Section Line to the Northeast corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section; thence run Southeasterly to the Southeast corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section; thence run East on the forty line to the NE corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; thence run South along the Section Line to the SE corner

of NE $\frac{1}{4}$ of the SE $\frac{1}{4}$; thence run in a Southwesterly direction to the SW corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 29, Township 5 South, Range 10 East; thence run South on the Forty Line to the Southeast Corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 32, Township 5 South, Range 10 East; thence run in a Southwesterly direction to the Southwest corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence run West along the South Section Line to the SW corner of Section 32, Township 5 South, Range 10 East; thence run North 61 degrees 52 minutes West 2,037.6 feet to the center line of the county road from Valley Head to Fort Payne; thence run South 30 degrees 38 minutes. West along the center of said road a distance of 405.8 feet and to the South line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 31; thence run West to the SW corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 31; thence run North on the Forty Line to the Northwest corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence run Northeasterly to NE corner of NE $\frac{1}{4}$ of SW $\frac{1}{4}$; thence run North to the NW corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 30, Township 5 South, Range 10 East; Thence run East to the SE corner of NW $\frac{1}{4}$ of SE $\frac{1}{4}$; thence run North 3,080 feet to a point on the East Line of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$; thence run North 88 deg. 00 min. East 734.9 feet; thence run North 1 deg. 50 min. East 859 feet, more or less, to the North line of said Section 30; thence run East with the North Line of Section 30 to the point of beginning.

Said lands lying and being situated in Sections 29, 30, 31, and 32 all in Township 5 South, Range 10 East, DeKalb County, Alabama.

Section 2. That all laws and parts of laws, both general and special and local and conflict with this Act be, and the same are hereby repealed.

Section 3. That this Act shall go into effect immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

STATE OF ALABAMA COUNTY OF DeKALB

Before me, the undersigned authority in and for said County in said State this day personally appeared Jerry E. Whittle, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Times-Journal, a newspaper of general circulation published in DeKalb County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issue of said paper on July 29, August 5, 12, and 19, all in the year 1971.

JERRY E. WHITTLE,

Sworn to and subscribed before me on this the 19th day of August, 1971.

DEEMA KEITH,
Notary Public.

My commission expires August 9, 1973.

Also:

By Mr. Cooper:

S. 1241. Relating to Wilcox County; to make it unlawful to kill, take or catch fish from the public waters of said county by the use of gill nets; and to prescribe the penalties for any person, firm or corporation who violates the provisions of this Act.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF WILCOX

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Wilcox County: to make it unlawful to kill, take or catch fish from the public waters of said county by the use of gill nets, trammel net, fyke net, hoop net and other types of nets; and to prescribe the penalties for any person, firm or corporation who violates the provisions of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. It shall be unlawful in Wilcox County, Alabama, for any person, firm or corporation to take, catch or kill, or attempt to take, catch or kill any species of fish in the public waters of said county by the use of any type of net, including but not limited to gill, nets, fyke nets, trammel nets, hoop nets and seines, except a legal minnow seine.

Section 2. Any person, firm or corporation violating Section 1. of this Act shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than two hundred fifty dollars nor more than Five Hundred Dollars, and in addition thereto all fishing gear described in Section 1 of this Act used in connection with the commission of such misdemeanor, if the owner by unknown, shall be seized and confiscated and shall become the property of the local county or state agency seizing same and shall be disposed of as ordered by such agency; and if the owner of such fishing gear as described in Section 1 of this Act used in connection with the commission of such misdemeanor be known, such gear shall be disposed of as ordered by the court having jurisdiction thereof.

Section 3. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF WILCOX

Before me, the undersigned authority in and for said County in said State, this day personally appeared M. Hollis Curl, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Wilcox Progressive Era, a newspaper of general circulation published in Wilcox County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost

to the State of Alabama, said notice having appeared in the issues of said paper on August 5, 12, 19 and 26, all in the year 1971.

M. HOLLIS CURL.

Sworn to and subscribed before me August 25, 1971.

GLEND A. CURL,
Notary Public.

Also:

By Mr. Cooper:

S. 1242. To amend Sections 2, 3, and 4 of Act No. 177, H. 418 Regular Session 1945 (Local Acts 1945 p. 91) which Act established the Board of Directors of Conecuh County, by prescribing the qualifications of the members of said board, their terms of office and manner of their election.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CONECUH

Notice is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Sections 2, 3, and 4 of Act No. 177, H. 418 Regular Session 1945 (Local Acts 1945 p. 91) which Act established the Board of Directors of Conecuh County, by prescribing the qualifications of the members of said board, their terms of office and manner of their election.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of Act No. 177, H. 418, Regular Session 1945, is hereby amended to read as follows:

"Section 2. For the purposes of this Act, Conecuh County is hereby divided into two districts, each of which shall be composed of several Beats as presently numbered and constituted. District One shall comprise Beats numbered one, two, three, four, eleven, twelve and fifteen. District Two shall comprise Beats numbered five, six, seven, eight, nine, ten, thirteen, fourteen and sixteen."

Section 2. Section 3 of Act No. 177, H. 418, Regular Session 1945, is hereby amended to read as follows:

"Section 3. The chairman of the Board of Directors of Conecuh County shall be a qualified elector of the county and shall be elected by the electors of the county at large. Two of the associate members of the board shall be residents and qualified electors of each district, as prescribed in Section 2 of this Act, but shall be elected by the electors of the county at large for four places on said board. Candidates qualifying for places numbered one and two, shall be residents and qualified electors of District One. Candidates

qualifying for places numbered three and four shall be residents and qualified electors of District Two."

Section 3. Section 4 of Act No. 177, H. 418, Regular Session 1945, is hereby amended to read as follows:

"Section 4. The chairman of the Board of Directors of Conecuh County shall be elected as provided herein at the general election held in 1972, and his term shall begin on the first Monday after the second Tuesday in January next following his election and shall expire 4 years thereafter. The members of the board for Place No. 1, District 1, and Place No. 4, District 2, shall be elected at the general election held in 1972, and shall each serve a 4 year term beginning on the first Monday after the second Tuesday in January next following after their election. The member for Place No. 3, District 2, shall be elected at the general election held in 1972, and shall serve for a two year term, as provided herein and his successor shall serve for a 4 year term. The member for Place No. 2, District 1 shall be elected at the general election held in 1974 and shall serve a term of four years. The present chairman and members of the board shall remain in office until the current terms of their respective places shall expire, as provided herein. The chairman shall be E. L. McInnis, and the members as follows: W. W. Cook, District 1, Place 1; Demphsey McNeil, District 1, Place 2; W. E. Godwin, District 2, Place 3; and C. Leroy Smith, District 2, Place 4."

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF CONECUH

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. G. Bozeman, Jr., who, being by me first duly sworn, deposes and says that during the times mentioned he was publisher of the Evergreen Courant, a newspaper of general circulation published in Conecuh County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on August 5, 12, 19, and 26, all in the year 1971.

R. G. BOZEMAN, JR.

Sworn to and subscribed before me August 26, 1971.

HAROLD ADAMS,
Notary Public.

My commission expires April 7, 1973.

Also:

By Mr. Carr:

S. 1243. Relating to St. Clair County, authorizing any bank situated within the county to open, establish, operate and maintain a branch bank, branch office, or other place of business at Moody in said County.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF ST. CLAIR

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to St. Clair County; authorizing any bank situated within the county to open, establish, operate and maintain a branch bank, branch office, or other place of business at Moody in said County.

Be It Enacted by the Legislature of Alabama:

Section 1. When permitted by its charter and by-laws, and approved by the State Banking Department and the Federal Deposit Insurance Corporation, any bank situated in St. Clair County shall be authorized to open, establish, operate and maintain at Moody in said county, a branch bank, branch office or other place of business for the receipts of deposits, payment of checks, and conducting a general banking business.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF ST. CLAIR

Before, the undersigned authority in and for said County in said State, this day personally appeared Robert D. Cornett, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor and Publisher of the St. Clair Observer, a newspaper of general circulation published in St. Clair County, Alabama, and that the attached notice was published in said newspaper once a week for four consecutive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on August 4, August 11, August 18 and August 25, 1971.

ROBERT D. CORNETT.

Sworn to and subscribed before me this 25th day of August, 1971.

ANNE T. MILAM,
Notary Public.

Also:

By Mr. Littleton:

S. 1245. To provide for the election of members of the County Board of Education of Autauga County, Alabama; to define the school districts from which the members of the County Board of Education are elected.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF AUTAUGA

Notice is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide for the election of members of the County Board of Education of Autauga County, Alabama; to define the school districts from which the members of the County Board of Education are elected.

Be It Enacted by the Legislature of Alabama:

Section 1. For the purposes of this Act, and for future election of members of the County Board of Education of Autauga County, said County is hereby divided into four subdivisions, to be known as Districts, and to be numbered one to four, inclusive. District No. 1 shall embrace and be composed of voting precinct number 1. District No. 2 shall be composed of voting precincts numbers 3 and 4. District No. 3 shall be composed of voting precincts numbers 6, 7, 8, and 9. District No. 4 shall be composed of voting precincts numbers 10 and 11.

Section 2. After this Act takes effect, a member of the Board of Education of Autauga County shall be nominated and elected for each of the several school districts of the County, by the qualified electors of the County at Large, as follows: A member for District No. 1 and a member for District No. 3 shall be elected at the general election in November, 1972, and every six years thereafter; a member for District No. 1 and a member for District No. 4 shall be elected at the general election in November, 1974, and every six years thereafter; and a member for District No. 2 shall be elected at the general election in November, 1976, and every six years thereafter. Each member of the County Board of Education must be a resident and a qualified elector of the district for which he is elected, at the time of his election and during his continuance in office.

Section 3. Members of the school board who are presently serving shall remain in office, until their successors are elected and qualified as provided in Section 2 of this Act.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF AUTAUGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Norman E. Ridenhour, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor & Publisher of The Prattville Progress, a newspaper of general circulation published in Autauga County, Alabama, and that the attached notice

was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 22, July 29, August 5, and August 12, all in the year 1971.

NORMAN E. RIDENHOUR.

Sworn to and subscribed before me August 16, 1971.

LINDA H. BREEDLOVE,
Notary Public.

My commission expires December 10, 1974.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 1222. Standing Committee on Local Legislation No. 1.
- S. 778. Standing Committee on Local Legislation No. 1.
- S. 1236. Standing Committee on Local Legislation No. 1.
- S. 1237. Standing Committee on Local Legislation No. 4.
- S. 1239. Standing Committee on Local Legislation No. 4.
- S. 1244. Standing Committee on Local Legislation No. 1.
- S. 1238. Standing Committee on Local Legislation No. 4.
- S. 1240. Standing Committee on Local Legislation No. 1.
- S. 1241. Standing Committee on Local Legislation No. 1.
- S. 1242. Standing Committee on Local Legislation No. 1.
- S. 1243. Standing Committee on Local Legislation No. 1.
- S. 1245. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Shelby:

S. 1251. To amend Section 1 of Act No. 332, H. 688, Regular Session 1969 (Acts 1969, p. 706) which act provides for the appointment and tenure and number and fixing the compensation of Bailiffs for the Sixth Judicial Circuit of Alabama.

Also:

By Messrs. Horne and Wilder:

S. 1252. To amend Section 1 of Act No. 421, H. 627, Regular Session 1959 (Acts 1959, p. 1113) which act relates to the Fifth Judicial Circuit; Au-

thorizing the circuit solicitor to appoint a stenographic secretary, and providing for the payment of such secretary's compensation by the counties composing the circuit.

Also:

By Mr. Noonan:

S. 1253. To alter, extend and add to the limits of the Town of Satsuma in Mobile County, Alabama so as to include within the corporation limits of said town certain other territory in Mobile County, Alabama, contiguous to said town and to describe the area so added to the said limits of the Town of Satsuma.

Also:

By Mr. Wilson:

S. 1249. Relating to counties having populations of not less than 55,500 inhabitants nor more than 56,500 inhabitants according to the most recent or any subsequent federal decennial census; to regulate the amount of the clerk and sheriff's fees charged by the circuit courts (criminal and civil divisions) and by the intermediate courts (criminal, civil, and equity divisions) and to regulate the amount of certain other fees and costs charged by such courts in counties coming under the provisions of this Act.

Also:

By Mr. Foshee:

S. 1248. To amend Sections 5 and 31 of an Act approved May 25, 1945, as shown by a local act of 1945 beginning on page 23 and entitled, "An Act to abolish the Court of County Commissioners of Covington County, Alabama, and to create a Court of Record to be called "The Board of Revenue of Covington County," consisting of a president, who shall be elected by the voters of the whole county, and four associate members, one of whom shall be elected from each district of the county, which the Act divides into four districts; to name the president and associate members of the board pending election, to provide for their election at the General Election in 1948, and every four years thereafter, and to fix their terms of office; to prescribe the personal, political and geographical qualifications of the president and each associate member of said board; to direct that vacancies on said board shall be filled by appointment of the Governor, who shall observe the qualifications prescribed herein; to prescribe the duties, powers, authority, jurisdiction and responsibility of the president, president pro tempore, each associate member of the board, and of such board as a whole; to fix a regular meeting date for said board; to authorize special meetings and to direct how they shall be called; to prescribe a quorum for each such meeting; to provide for allocations of county funds to each district and for withdrawal thereof; to provide for the appointment of a board clerk and treasurer and to prescribe their duties, salary, and period of employment; to provide for an annual salary to be paid the president and each associate member of the board in lieu of all other compensation and allowances except that they, the clerk, county road supervisor and all other employees, while out of the county, shall be paid certain expenses; to provide that the president and each associate member of the Board, the clerk, the treasurer, road supervisor, and such other employees of the county as the board shall designate, shall give a bond, payable to the county, for the performance of their duties, to direct the payment of

all premiums on bonds herein required; to determine and to authorize a determination from what county funds all salaries, compensations, wages, allowances and expenses, and bond premiums shall be paid; to fix the effective date of this act; and to provide a saving clause and that all laws or parts of laws in conflict with this Act be repealed, by providing in Section 5 thereof that the President of said Board and each Associate Member thereof shall be qualified elector of Covington County and shall be elected from the County at large. Each district as established in Section 3 of said Act shall be entitled to a Member on said Board and each candidate for election as an Associate Member of said Board upon qualification for election as such Associate Member of such Board shall specify at the time of his or her qualification the designated district for which he or she seeks election. And by further providing in Section 31 of said Act that the amount of such money appropriated to the contingent fund as provided by said Section be increased from One Thousand Dollars (\$1,000.00) to Fifteen Hundred Dollars (\$1500.00) and further providing that said Act to become effective upon its passage and approval by the Governor or its otherwise becoming a law.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF COVINGTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To amend Sections 5 and 31 of an Act approved May 25, 1945, as shown by a local act of 1945 beginning on page 23 and entitled, "An Act To abolish the Court of County Commissioners of Covington County, Alabama, and to create a Court of Record to be called 'The Board of Revenue of Covington County,' " consisting of a president, who shall be elected by the voters of the whole county, and four associate members, one of whom shall be elected from each district of the county, which the Act divides into four districts; to name the president and associate members of the board pending election, to provide for their election at the General Election in 1948, and every four years thereafter, and to fix their terms of office; to prescribe the personal, political and geographical qualifications of the president and of each associate member of said board; to direct that vacancies on said board shall be filled by appointment of the Governor, who shall observe the qualifications prescribed herein; to prescribe the duties, powers, authority, jurisdiction and responsibility of the president, president pro tempore, each associate member of the board, and of such board as a whole; to fix a regular meeting date for said board; to authorize special meetings and to direct how they shall be called; to prescribe a quorum for each such meeting; to provide for allocations of county funds to each district and for withdrawal thereof; to provide for the appointment of a board clerk and treasurer and to prescribe their duties, salary, and period of employment; to provide for an annual salary to be paid the president and each associate member of the board in lieu of all other compensation and allowances except that they, the clerk, county road supervisor

and all other employees, while out of the county, shall be paid certain expenses; to provide that the president and each associate member of the Board, the clerk, the treasurer, road supervisor, and such other employees of the county as the board shall designate, shall give a bond, payable to the county, for the performance of their duties, to direct the payment of all premiums on bonds herein required; to determine and to authorize a determination from what county funds all salaries, compensations, wages, allowances and expenses, and bond premiums shall be paid; to fix the effective date of this act; and to provide a saving clause and that all laws or parts of laws in conflict with this Act be repealed," by providing in Section 5 thereof that the president of said Board and each Associate Member thereof shall be qualified elector of Covington County and shall be elected from the County at large. Each district as established in Section 3 of said Act shall be entitled to a member on said Board and each candidate for election as an Associate Member of said Board upon qualification for election as such Associate Member of such Board shall specify at the time of his or her qualification the designated district for which he or she seeks election. And by further providing in Section 31 of said Act that the amount of such money appropriated to the contingent fund as provided by said Section be increased from One Thousand Dollars (\$1,000.00) to Fifteen Hundred Dollars (\$1500.00) and further providing that said Act to become effective upon its passage and approval by the Governor or its otherwise becoming a law.

Be It Enacted by the Legislature of Alabama:

Section 1. Sections 5 and 31 of an Act approved May 25, 1945, Local Acts of 1945 beginning at page 23 entitled an Act, "To abolish the Court of County Commissioners of Covington County, and to create a Court of Record to be called, "The Board of Revenue of Covington County," consisting of a president, who shall be elected by the voters of the whole county, and four associate members, one of whom shall be elected from each district of the county, which the Act divides into four districts; to name the president and associate members of the board pending election, to provide for their election at the General Election in 1948, and every four years thereafter, and to fix their terms of office; to prescribe the personal political and geographical qualifications of the president and of each associate member of said board; to direct that vacancies on said board shall be filled by appointment of the Governor, who shall observe the qualifications prescribed herein; to prescribe the duties, powers, authority, jurisdiction and responsibility of the president, president pro tempore, each associate member of the board, and of such board as a whole; to fix a regular meeting date for said board; to authorize special meetings and to direct how they shall be called; to prescribe a quorum for each such meeting; to provide for allocations of county funds to each district and for withdrawal thereof; to provide for the appointment of a board clerk and treasurer and to prescribe their duties, salary and period of employment; to provide for an annual salary to be paid the president and each associate member of the board in lieu of all other compensation and allowances except that they, the clerk, county road supervisor and all other employees, while out of the county, shall be paid certain expenses; to provide that the president and each associate member of the Board, the clerk, the treasurer, road supervisor, and such other employees of the county as the board shall designate, shall give a bond, payable to the county, for the performance of their duties; to direct the payment of all premiums on bonds herein required; to determine and to authorize a determination from what county funds all salaries, compensations, wages, allowances and expenses; and bond premiums shall be paid; to fix the effective date of this act; and to provide a saving clause and

that all laws or parts of laws in conflict with this Act be repealed, "be and the same are hereby amended so as to read as follows:

"Section 5. **QUALIFICATIONS BY AREA:** The President of said Board and each Associate Member thereof shall be qualified electors of Covington County and shall be elected from the county at large. Each district as established in Section 3 hereof shall be entitled to a member on said Board and each candidate for election as an associate member of said Board upon qualification for election as such board shall specify at the time of his or her qualification the designated district for which he or she seeks election.

Section 31. **CONTINGENT FUND:** The Board is hereby authorized and empowered to appropriate annually out of the moneys in the county Treasury not otherwise appropriated the sum of Fifteen Hundred Dollars (\$1500.00), to be known and called the "contingent fund", out of which any donation or expense may be paid that in the judgment of the Board are worthy and for the best interest of the County."

Section 2. This act shall become effective upon its passage and approval by the Governor or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF COVINGTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Ed Dannelly, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Andalusia Star News, a newspaper of general circulation published in Covington County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on August 8, 12, 19 and 26, all in the year 1971.

ED DANNELLY.

Sworn to and subscribed before me August 26, 1971.

LORA JONES,
Notary Public.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 1251. Standing Committee on Local Legislation No. 1.
- S. 1252. Standing Committee on Local Legislation No. 1.
- S. 1253. Standing Committee on Local Legislation No. 3.
- S. 1249. Standing Committee on Local Legislation No. 1.
- S. 1248. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. O'Bannon:

S. 192. Proposing an amendment to the Constitution relating to the manner of amending the Constitution.

Also:

By Mr. King:

S. 964. To be known as the Alabama Partnership Act, relating to the law of partnerships and partnership property, including with respect thereto definition of terms, interpretation of knowledge and notice, rules of construction, rules for cases not provided for in this act, nature of a partnership, relations of partners to persons dealing with the partnership, relations of partners to one another, property rights of a partner, dissolution and winding up; to repeal Sections 1 to 5 inclusive and Sections 28 to 35 inclusive of Title 43 and Sections 280-292 inclusive of Title 61, Code of Alabama 1940, as amended, and Act No. 584, General Acts 1957, and Act No. 1071, General Acts 1969, and other inconsistent legislation.

Also:

By Mr. McLain:

S. 1145. To further amend Act No. 863, H. 1061, Regular Session 1965 (Acts 1965, p. 1605) which creates the Alabama Space Science Commission and provides for its membership, terms, authority and duties, so as to provide that the employees of said Commission shall be eligible for participation in the state health insurance plan and the state retirement system.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate bill, S. 192, the title of which is set out in the above and foregoing Message from the Senate, was read a first time at length as required by the Constitution, and referred to the Standing Committee on Constitution and Elections.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 964. Standing Committee on Judiciary.

S. 1145. Standing Committee on Ways and Means.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Messrs. Bailes, Fine, King, Jones, Gilmore, Vacca, Carr, Dozier, Clark, McLain, Noonan, Hawkins, Register, Branyon, Pierce, Harris, Cooper, Malone, Littleton, Owen, Pelham, Edington, Foshee, Horne, Wilder and Lybrand:

S. 1169. To provide further for the retirement of highway patrolmen, state troopers and other law enforcement officers of the State Department of Public Safety; to allow such officers to retain their badges, pistols, and certain other equipment upon retirement.

Also:

By Messrs. Givhan, Foshee, Dozier and Branyon:

S. 271. To amend Section 89, Title 36, Code of Alabama 1940, as amended, relating to size and weight of vehicles and loads, so as to increase the permissible width of certain vehicles to eight feet, nine inches.

Also:

By Mr. Clark:

S. 332. Relating to elections; to amend further Code of Alabama Title 17, Section 145, to define the term "political party".

Also:

By Mr. Harris:

S. 557. Regulating the compensation of Legislative Reference Analysts or persons in other similar positions, who are employed by the Legislative Reference Service subject to the provisions of the Merit System; providing that the rate of compensation of such persons shall never be less than the rate of compensation prescribed for attorneys in corresponding ranks in the classified service.

Also:

By Messrs. Lindsey, O'Bannon, Wilder, Owen, Foshee and Fine:

S. 249. To abolish primary elections of political parties in all cities and towns of 300,000 population or less; and to repeal conflicting laws.

Also:

By Mr. Cooper:

S. 664. Authorizing consent to legally authorized medical, dental, health and mental health services by some minors, minor parents and others and not requiring consent under certain circumstances or conditions and providing indemnity from damages by persons relying on these consents.

Also:

By Messrs. O'Bannon and Fine:

S. 1070. To establish a Study Commission on Alabama's Judicial System; to prescribe its powers, functions, purposes and duties; to provide for the membership and officers of said Commission; to authorize such Commission to conduct studies and make recommendations pertaining to the judicial system and the administration of justice in Alabama.

Also:

By Messrs. Horne, Wilder and Foshee:

S. 1009. To amend Act No. 470 Regular Session of 1969, Vol. 1, page 912, so as to exempt state institutions of higher learning under the control of boards of trustees from having to secure approval of the Governor for out-of-state travel.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 1169. Standing Committee on Ways and Means.
- S. 271. Standing Committee on Highway Safety.
- S. 332. Standing Committee on Constitution and Elections.
- S. 557. Standing Committee on Rules.
- S. 249. Standing Committee on Local Government.
- S. 664. Standing Committee on Health.
- S. 1070. Standing Committee on Judiciary.
- S. 1009. Standing Committee on Education.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Cooper:

S. 808. To amend Section 4 of Act No. 211, Acts of Alabama 1945, p. 331, as amended by Section 2, Act No. 271, Acts of Alabama 1947, p. 114, as amended by Section 1, Act No. 870, Acts of Alabama 1965, p. 1631, and recompiled as Title 22, Section 204(6), Code of Alabama 1940, Recompiled 1958, relating to the public health; providing an Advisory Council to the State Board of Health; and prescribing qualifications of the members of said Advisory Council.

Also:

By Messrs. Horne and Clark:

S. 379. To further amend Section 301 of Title 52 of the Code of Alabama 1940, as amended, which relates to children exempt from public school.

Also:

By Messrs. Harris and Lybrand:

S. 868. To amend Sections 2, 5 and 6 of Act Number 771, enacted at the 1969 Regular Session of the Legislature of Alabama (Acts 1969-70, page

1373), (an act to provide for the control and disposal of solid wastes) so as to provide the method of obtaining a certificate of exception, to provide for the collection of fees, charges and rates for providing services, and to provide penalties for failing to pay said fees, charges and rates, and for failing to comply with conditions of certificate of exception issued under said Act.

Also:

By Mr. Pierce:

S. 815. To protect wildlife exhibited for public purposes; to provide that the Director of Conservation may prescribe standards for the care and treatment of captive wildlife; to require persons exhibiting wildlife to secure a permit from the Department of Conservation and to pay a permit fee of twenty-five dollars (\$25.00) therefor; to provide punishment for the violation of the provisions of this Act or the standards established hereunder.

Also:

By Mr. Clark:

S. 684. To create the Governor's Mansion Advisory Board, hereinafter referred to as Advisory Board, to define its duties with regard to the furnishing, refurnishing and up keep of the Governor's Mansion, and to make an appropriation therefor.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 808. Standing Committee on Health.
- S. 379. Standing Committee on Education.
- S. 868. Standing Committee on Health.
- S. 815. Standing Committee on Conservation.
- S. 684. Standing Committee on Ways and Means.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bill and ordered same sent forthwith to the House without engrossment:

By Mr. Malone:

S. 1235. To authorize the Etowah County Commission to sell and issue from time to time interest-bearing warrants for the purpose of paying costs of acquiring and providing solid wastes collection and disposal facilities; to provide that such warrants shall evidence general obligation indebtedness of the county; to provide that such warrants may, at the discretion of the Etowah County Commission, be additionally secured by a pledge or pledges of

the revenues from the said facilities, or the proceeds from certain taxes, or both such revenues and taxes; to specify the effect and priority of any such pledges; to authorize the refunding of any such warrants; to provide that such securities shall be legal investments for fiduciaries; to provide that the issuance of any warrants and the interest coupons applicable thereto shall constitute the audit and allowance of claims against the issuing county and any tax proceeds and revenues, or either, pledged to the payment thereof.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

STATE OF ALABAMA
COUNTY OF ETOWAH

Notice is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama and application for its passage and enactment will be made, to-wit: R. Malone.

To authorize the Etowah County Commission to sell and issue from time to time interest-bearing warrants for the purpose of paying costs of acquiring and providing solid wastes collection and disposal facilities; to provide that such warrants shall evidence general obligation indebtedness of the county; to provide that such warrants may, at the discretion of the Etowah County Commission, be additionally secured by a pledge or pledges of the revenues from the said facilities or the proceeds from certain taxes, or both such revenues and taxes; to specify the effect and priority of any such pledges; to authorize the refunding of any such warrants; to provide that such securities shall be legal investments for fiduciaries; to provide that the issuance of any warrants and the interest coupons applicable thereto shall constitute the audit and allowance of claims against the issuing county, and any tax proceeds and revenues, or either, pledged to the payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. Legislative Intent. It is the intention of the Legislature by the passage of this act to authorize the Etowah County Commission to finance the acquisition by such county of facilities for the collection and disposal of solid wastes by the sale and issuance of interest-bearing warrants of such county, and to refund any warrants of such county, and to refund any warrants issued hereunder. This act shall be liberally construed in conformity with the said intention.

Section 2. Definitions. Wherever used in this act, unless a different meaning clearly appears in the context, the following terms shall be given the respective interpretations specified in this section.

"County" means Etowah County.

"Governing body" means a municipal corporation in Etowah County.

"State" means the State of Alabama.

"Solid wastes disposal act" means Act No. 771 adopted at the 1969 Regular Session of the Legislature of Alabama.

"Solid Wastes collection and disposal facilities" means all real and personal property, including land, structures, trucks and other motor vehicles, incinerators, sanitary land fills, compost plants, and other property of any kind used or useful for collection and disposal (or either) of solid wastes, as that term is defined in the solid wastes disposal act.

Wherever any term defined in Section 1 of the solid wastes disposal act is used in this act, the said term shall be deemed to have the same meaning as that ascribed to it in Section 1 of the solid wastes disposal act.

Section 3. Authorization of Issuance of Warrants. The Etowah county commission shall have the power from time to time to sell and issue interest-bearing warrants of the county for the purpose of paying costs to the county of acquiring and providing solid wastes collection and disposal facilities. Such warrants may be in such denomination or denominations, may have such maturity or maturities not exceeding 30 years from their date, may bear interest from their date at such rate or rates payable at such times, may be payable at such place or places within or without the state, may be sold at such time or times and in such manner, whether publicly, or privately, may be executed in such manner, and may contain such terms not in conflict with the provisions of this act, all as the governing body of the county may provide in the proceedings wherein the warrants are authorized to be issued. All such warrants shall evidence general obligation indebtedness of the county and the full faith and credit of the county shall be irrevocably pledged for the payment of the principal thereof and interest thereon. The proceeds derived from the sale of any such warrants shall be used solely for the purpose for which they are authorized to be issued, including the payment of any expenses incurred in connection with the issuance thereof.

Section 4. Special Pledges. The Etowah county commission may, in its discretion assign and specially pledge, for the payment of the principal of and interest on such warrants, so much as may be necessary for said payment of any one or more of the following (or any part thereof):

(a) The proceeds from the general annual ad valorem tax of $\frac{1}{2}$ of 1 per cent which the county is authorized to levy without reference to the purpose thereof under the provisions of Section 215 of the Constitution of Alabama of 1901;

(b) The proceeds from any other tax (including any ad valorem tax and any privilege, license or excise tax) that at the time of the issuance of said warrants may lawfully be used by the county for payment of such principal and interest;

(c) The revenue derived by the county from any solid wastes collection and disposal facilities owned, controlled, used, or operated by the county (either alone or in common or jointly with others) including, but without limiting the generality of the foregoing (I) any fees charged by the county for collection and disposal of solid wastes under the provisions of the solid wastes disposal act, (II) any sums payable to the county under any contract made pursuant to Section 5(a) of the solid wastes disposal act, (III) any sums payable to the county by any municipality or other entity, including both public and private entities, for the rendition by such county of solid waste collection service, solid waste disposal service, or either thereof, (IV) any sums that may be payable to the county by any entity as consideration for use of any solid wastes collection and disposal facilities or any part of such facilities owned, controlled or operated by the county (including, but

without limitation, sums payable as consideration for either joint or sole use of such facilities and sums payable as rental under a lease of such facilities or an interest therein), and (V) any other sums that may be payable to the county on account of or in connection with its ownership, control, use or operation of any solid wastes collection and disposal facilities, or any part thereof, or in respect of its rendition of solid wastes collection service or solid wastes disposal service.

To the extent necessary and sufficient for making the payments in respect of which such pledge is made, any tax or revenue pledged pursuant to the provisions of this section shall constitute a trust fund or funds which shall be impressed with a lien in favor of the holders of the warrants to the payment of which such sums are pledged. In the event that more than one pledge should be made with respect to any tax or revenue the pledge of which is herein authorized, then such pledges shall take precedence in the order in which they are made unless the proceedings making such pledge shall expressly provide that such pledge shall be on a parity with or subordinate to a subsequent pledge of the said tax. All warrants for which the pledge authorized in this section may be made shall constitute preferred claims against that portion of the said tax or taxes or by the county for operation and maintenance of any solid wastes collection and disposal facilities of the county and any other claims for any other purpose whatsoever.

Section 5. Authorization of Refunding Warrants. The county may in like manner from time to time issue refunding warrants, either by sale or by exchange, for the purpose of refunding a like or greater principal amount of warrants then outstanding which were issued under the provisions of this act and the interest thereon and paying any premium necessary to be paid to retire the outstanding warrants refunded thereby. The provisions of this act applicable to the warrants so refunded shall likewise be applicable to such refunding warrants.

Section 6. Warrants to be Legal Investments for Trust Funds. Unless otherwise directed by the court having jurisdiction thereof, or by the document that is the source of authority, a trustee, executor, administrator, guardian, or one acting in any other fiduciary capacity may, in addition to any other investment powers, invest trust funds in warrants issued under the provisions of this act.

Section 7. Issuance of Warrants Deemed to Constitute Audit and Allowance of Claim. The issuance of warrants and any interest coupons applicable thereto, pursuant to the provisions of this act and in accordance with the authorization of the governing body of the county shall be deemed to constitute an audit and allowance by such governing body of a claim, in the aggregate principal amount of such warrants and interest coupons, against the county and against any tax proceeds and any revenues, or either thereof, pledged for payment of such warrants pursuant to the provisions of this act. No proof of registration or other audit or allowance of such claim shall be required and such warrants and interest coupons shall, from and after the date of their lawful issuance, be deemed to be allowed claims against the county by which they were issued and against any tax proceeds and revenues, or either, so pledged therefor.

Section 8. Provisions Hereof Control. Insofar as the provisions of this act may be inconsistent with the provisions of any other law, the provisions of this act shall control, it being hereby specifically declared that the provisions of Section 78 of Title 12 of the Code of Alabama of 1940 shall not be applicable to the warrants issued under the provisions of this act.

Section 9. Severability. If any clause or provision of this act shall be, or be declared to be, invalid, any such invalidity shall not affect any other clause or provision hereof that is not in itself invalid.

Section 10. Effective Date. This act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF ETOWAH

Before me, the undersigned authority in and for said County in said State, this day personally appeared Mrs. Dorothy Mince, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Advertising Bookkeeper of the Gadsden Times, a newspaper of general circulation published in Etowah County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on August 2, 9, 16 and 23, all in the year 1971.

DOROTHY MINCE.

Sworn to and subscribed before me August 23, 1971.

WALTER BETZ,
Notary Public.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bill, the title of which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 1235. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bill and sends same herewith to the House:

By Mr. Lybrand:

S. 122. To provide maximum finance charges for loans and credit sales; to regulate extensions of credit, including consumer loans, consumer credit sales and consumer leases; to provide penalties for violation of this Act; and to authorize the Superintendent of Banks to administer this Act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bill, the title of which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 122. Standing Committee on Banking.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bill and ordered same sent forthwith to the House without engrossment:

By Mr. Owen:

S. 1031. To provide an appropriation to the Alabama Forestry Commission for the purchase of land and the construction of various facilities.

Also:

By Mr. Pierce:

S. 479. To levy a license on Astrologers practicing their profession for the public.

Also:

By Mr. Pierce:

S. 480. To amend Section 528, Title 51, Code of Alabama, 1940, as amended, by deleting the word astrologers for the purpose of licensing astrologers under a separate act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 1031. Standing Committee on Ways and Means.

S. 479. Standing Committee on Ways and Means.

S. 480. Standing Committee on Ways and Means.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Fine:

S. 926. Relating to counties having populations of not less than 23,900 nor more than 24,450 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the

state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

Also:

By Mr. Fine:

S. 917. Relating to counties having populations of not less than 23,900 nor more than 24,450 according to the last or any subsequent federal decennial census; to authorize the court of county commissioners, board of revenue of other like governing body to designate deputy sheriffs as county traffic control officers and to provide for the payment of their compensation out of funds accruing from the motor vehicle and trailer license taxes; and directing the probate judge to withhold each year \$15,000 from the first moneys collected from the motor vehicle and trailer license taxes to be used for this purpose.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 926. Standing Committee on Local Legislation No. 1.

S. 917. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bill and ordered same sent forthwith to the House without engrossment:

By Mr. King:

S. 963. To be known as the Alabama Limited Partnership Act, relating to the law of limited partnerships and limited partnership property, including with respect thereto definition of terms, rules of construction, rules for cases not provided for in this Act, provisions for existing limited partnerships, definition of limited partnerships, formation, business which may be carried on, character of limited partner's contribution, limited partnership name, liability for false statements in certificate, limited partner not liable to creditors, limited partner shall not act as agent, admission of additional limited partners, rights, powers and liabilities of a general partner, rights of a limited partner, status of person erroneously believing himself a limited partner, one person both general and limited partner, loans and other business transactions with limited partner, relation of limited partners inter se, compensation of limited partner, withdrawal or reduction of limited partner's contribution, liability of limited partner to partnership, nature of limited partner's interest in partnership, assignment of limited partner's interest, effect of retire-

ment, death, insanity or mental incapacity of a general partner, death of a limited partner, the rights of creditors of limited partners, distribution of assets, when certificate shall be cancelled or amended, requirements for amendment and for cancellation of certificate, parties to actions; to repeal Sections 6-27, both inclusive, Title 43, Code of Alabama 1940, and all acts amendatory thereof, except as affecting existing limited partnerships to the extent set forth in Section 5 of this Act, and other inconsistent legislation.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bill, the title of which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 963. Standing Committee on Judiciary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bill and ordered same sent forthwith to the House without engrossment:

By Mr. Pierce:

S. 1173. To be known as the "Alabama Occupational Safety and Health Act" the general purpose of which is to prevent accidents and occupational diseases; to create the Occupational Safety and Health Commission; to vest enforcement and administration of this Act in said Commission; to authorize the Commission to employ an Executive Director and other personnel; to authorize said Executive Director to make certain contracts deemed necessary by him and approved by the Commission; to set out the powers and duties of the Commission and its Executive Director; to authorize the Executive Director to take action to eliminate any clear and immediate threat to safety and health; to provide for appeals from other orders of the Executive Director; to set penalties for violations; to authorize inspections and investigations by the Executive Director; to authorize the making of rules and regulations and the granting of variances therefrom by the Commission; to authorize the appointment of a State Safety Engineer; to allow employers to require physical examinations of employees; to provide for transfer of functions and funds from other State departments; to authorize compliance with the Federal Occupational Safety and Health Act of 1970; to exempt mines and mining from the operation of this Act; and to provide for the appropriation of funds to the Commission.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bill, the title of which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 1173. Standing Committee on Commerce and Transportation.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bill and ordered same sent forthwith to the House without engrossment:

By Messrs. King, Pelham, Fine, McLain, Noonan, Shelby, Weaver and Vacca:

S. 417. To regulate expense allowances of circuit judges when ordered to hold court or perform official duties outside the respective circuits for which they are elected, amending Section 179 of Title 13 of the Code of Alabama 1940, as amended.

Also:

By Mr. Register:

S. 1135. To amend Act No. 265, Regular Session 1963 (Acts 1963, p. 696) which Act authorizes the incorporation of Airport Authorities, to provide for the number of members of the Board of Directors of such Authority, the manner in which they shall be elected and to provide for the term of office of the members of said Board of Directors, to authorize the acquisition by eminent domain, construction, installation, equipping, maintaining and operating sanitary and storm sewer systems, water, electric and gas systems, upon, adjacent to, in connection with or for the furtherance of the use of any airport, heliport, aircraft landing area or manufacturing, industrial or retail shopping area owned or operated by the Authority, to provide for the employment of security guards by such Authorities, to authorize any county, city or other political subdivision, public corporation, agency or instrumentality of this State to furnish at the request of such Authority fire and air crash equipment of all kinds and personnel to properly operate such equipment at any airport, heliport or aircraft landing area owned, operated or used in connection therewith by such Authority, to prohibit any county, city or town from requiring the payment of any tax or privilege license by any person, firm or corporation for the reasonable use of its public streets, roads or highways in going to or from any airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of such Authority, and to validate all contracts entered into or legal actions heretofore instituted by any de facto or de jure Authority organized under said Act No. 265, Regular Session 1963.

Also:

By Mr. McLain:

S. 146. To amend Code of Alabama 1940, Title 25, Section 45, which relates to the form and sale of bonds of county housing authorities, amending such section in relation to the interest rate.

Also:

By Messrs. King, Pelham, Fine, McLain, Noonan, Shelby, Weaver and Vacca:

S. 416. To amend Act No. 730, Acts of Alabama, Reg. Sess. 1967, approved September 8, 1967, to authorize, provide for, and regulate the reimbursement out of the State treasury of certain expenses incurred by judges of

Alabama attending and participating in the National College of State Trial Judges of Reno, Nevada, and to make a continuing appropriation therefor.

Also:

By Mr. Weaver:

S. 1229. To transfer the appropriation made by Section 8 (a) (vii) of Act No. 94, H. 47 of the Special Session of 1971, to the Alabama Institute for the Deaf and Blind, Talladega, Alabama, for acquisition and construction of an eye, ear, nose and throat clinic, to the State Department of Education, Division of Rehabilitation and Crippled Children to be used by such division for the acquisition, construction and equipping of such clinic.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 417. Standing Committee on Judiciary.
- S. 1135. Standing Committee on Local Government.
- S. 146. Standing Committee on Local Government.
- S. 416. Standing Committee on Ways and Means.
- S. 1229. Standing Committee on Ways and Means.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Foshee:

S. 1210. Relating to counties having populations of not less than 34,000 nor more than 34,800 according to the most recent federal decennial census; to authorize and provide for the establishment, maintenance, equipping, operation, and financing of public law libraries; to provide for the taxing and collection of law library fees as items of court costs in cases docketed in certain courts within such counties; and to repeal conflicting laws.

Also:

By Mr. Owen:

S. 1211. To provide an expense allowance for the clerk of the juvenile court of any county having a population of not less than 57,000 nor more than 61,000, according to the last or any subsequent federal decennial census, where the clerk of the circuit court also serves as clerk of the juvenile court.

Also:

By Mr. Hammond:

S. 1212. Relating to counties having populations of not less than 38,100 nor more than 40,500; providing further for the annexation of territory by certain municipalities in said counties.

Also:

By Mr. McLain:

S. 1218. To provide an expense allowance for the Judge of the County Court in all counties having populations of not less than 175,000 nor more than 300,000 according to the last and any subsequent federal decennial census and to provide for an effective date for the operation of such act.

Also:

By Mr. McLain:

S. 1219. Relating to all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent and any subsequent federal decennial census; to provide for the appointment and compensation of a bailiff in the County Court in such counties; to repeal conflicting laws.

Also:

By Mr. McLain:

S. 1220. To provide that the Family Court Division of the Circuit Court of all counties having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census shall collect a filing fee for the filing of juvenile cases in such court and providing further that the Judges of such courts may assess a fine against juveniles for the violation of law and providing for the disposition of such costs and fine.

Also:

By Mr. McLain:

S. 1221. To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be deposited in the general fund of such counties.

Also:

By Mr. Wilson:

S. 1225. Relating to counties having a population of not less than 55,500 nor more than 56,500 inhabitants, according to the last or any subsequent federal decennial census; creating a Public Hospital and Health Authority in any such county and prescribing the power, authority and jurisdiction of the Authority; providing for a board of directors of such Authority and for the appointment, terms, duties, power, authority and compensation of members of the board; authorizing the board to issue securities and mortgage and pledge its properties and revenues as security therefor; providing that securities of the Authority shall be negotiable instruments and shall be eligible

for investment of trust funds; exempting from taxation all such securities, the income therefrom, any instrument executed as security therefor, and the income and properties of the Authority; and authorizing any municipality in such counties to transfer and convey to such hospital board with or without consideration therefor hospitals, other public health facilities, and funds raised or allocated for hospital purposes.

Also:

By Mr. McLain:

S. 1232. To authorize the governing body of Madison County, Alabama, and the Madison County License Department to establish, when and where desired, offices separate and apart from those provided in the Madison County Courthouse building at Huntsville, Alabama, in various parts of the county for the sole purpose of selling automobile, truck, car, trailer and boat tags.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
MADISON COUNTY**

Notice is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL
TO BE ENTITLED
AN ACT**

To authorize the governing body of Madison County, Alabama, and the Madison County License Department to establish, when and where desired, offices separate and apart from those provided in the Madison County Courthouse building at Huntsville, Alabama, in various parts of the county for the sole purpose of selling automobile, truck, car, trailer and boat tags.

Be It Enacted by the Legislature of Alabama:

Section One: The governing body of Madison County, Alabama, and the Madison County License Department are hereby granted authority to establish, when and where deemed necessary and advisable, offices of the County License Department in various locations throughout said county, separate and apart from the offices of said Department located in the Madison County Courthouse building at Huntsville, Alabama.

Section Two: Said offices shall be established at the direction of and operated under the authority and responsibility of the Director of the Madison County License Department, who shall be and he hereby is authorized and empowered to sell and to collect the fees and charges for automobile, truck, car, trailer, and boat tags and or licenses at such offices when so established.

Section Three: The county governing body shall provide the Director of the License Department with such clerical assistance, quarters, books, stationery and supplies, furniture, equipment, postage, travel expenses and such other conveniences as it may consider necessary for the proper and efficient operation of these various offices.

On or before August 15 of each year, the Director of the License Department shall file with the governing body of Madison County a detailed estimate, in such form as that body may prescribe, showing by items the anticipated financial requirements for the operation of these various offices during the ensuing fiscal year. The governing body of the county shall adopt its budget not later than the first regular meeting in October of each year and the budget so adopted shall make such provisions with respect to the financial operation of the License Department as the county governing body may determine reasonable and proper.

Section Four: The county governing body is authorized and may charge a fee, not to exceed One (\$1.00) Dollar, in addition to all other fees or charges made or collected by the Madison County License Department and said charge shall be a convenience fee charged only to those persons who purchase automobile, truck, car, trailer and boat tags and-or licenses at such offices of said department which are established under and by authority of this Act and operated for the convenience of the citizens of Madison County, Alabama. The said fee shall be paid by the Director of the Madison County License Department to the governing body of said county and paid into the General Fund of said county. Said fee is authorized to offset or compensate Madison County for the operation of those offices located separate and apart from those provided for the Madison County License Department in the Madison County Courthouse and established under and by authority of this Act.

Section Five: The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section Six: All laws or parts of laws which conflict with this Act are repealed.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Gary Buckner, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Director of the Huntsville News, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 28, August 3, 9, and 16, all in the year 1971.

GARY BUCKNER.

Sworn to and subscribed before me August 16, 1971.

WILLIAM B. BAKER,
Notary Public.

My Commission Expires 12-17-73.

Also:

By Mr. Cooper:

S. 1223. Relating to Wilcox County; to provide for the salary of the chief deputy of such county to be not less than \$500.00 nor more than

\$600.00 for each month said chief deputy serves and the salary of all other deputies of such county to be not less than \$400.00 nor more than \$500.00 for each month said deputies serve.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
COUNTY OF WILCOX**

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL
TO BE ENTITLED
AN ACT**

Relating to Wilcox County: to provide for the salary of the chief deputy of such county to be not less than \$500.00 nor more than \$600.00 for each month said chief deputy serves and the salary of all other deputies of such county to be not less than \$400.00 nor more than \$500.00 for each month said deputies serve.

Be It Enacted by the Legislature of Alabama:

Section 1. The governing body of Wilcox County is hereby authorized to pay the chief deputy of such county a sum of not less than \$500.00 nor more than \$600.00 for each month said chief deputy serves and all other deputies of such county are authorized to receive a sum not less than \$400.00 nor more than \$500.00 for each month said deputies serve. All salaries provided for by this section are to be approved by Wilcox County commission and is subject to change as the county commission of Wilcox County may deem necessary.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

**STATE OF ALABAMA
COUNTY OF WILCOX**

Before me, the undersigned authority in and for said County in said State, this day personally appeared M. Hollis Curl, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Progressive Era, a newspaper of general circulation published in Wilcox County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, 12, and 19, all in the year 1971.

M. HOLLIS CURL.

Sworn to and subscribed before me August 19, 1971.

**GLENDA A. CURL,
Notary Public.**

Also:

By Mr. Cooper:

S. 1224. Relating to Conecuh County; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

Relating to Conecuh County; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any persons violating the provisions of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. It shall be unlawful for any person, firm or corporation to take or catch, by any means or device, deer, whether dead or alive, from public waters of Conecuh County, Alabama.

Section 2. It shall be unlawful for any person, firm or corporation to take, capture or kill deer at night in Conecuh County, Alabama, by any means or device, including but not limited to the use of any type of light.

Section 3. A violation of either section of this Act shall constitute a misdemeanor and upon conviction the person, firm or corporation violating same will be punished by a fine of not less than Five Hundred Dollars (\$500), and at the discretion of the court may also be imprisoned in county jail for not longer than sixty (60) days, for the first offense. Any person, firm or corporation convicted the second time of violating either section of this Act shall be guilty of a misdemeanor and shall be punished by a fine of not less than One Thousand Dollars (\$1,000), and at the discretion of the court may also be imprisoned in the county jail for not longer than ninety (90) days. Any person, firm or corporation convicted of violating either section of this Act the third or subsequent times shall be guilty of a misdemeanor and shall be punished by a fine of not less than One Thousand Dollars (\$1,000), and at the discretion of the court may also be imprisoned in the county jail for not less than ninety (90) days nor longer than six months.

Section 4. The provisions of this Act are severable. If any part of this Act is declared invalid or unconstitutional, such declaration shall not affect the part that remains.

Section 5. All laws or parts of laws in conflict with the provisions of this Act are hereby repealed.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CONECUH

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. G. Bozeman, Jr., who, being by me

first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Evergreen Courant, a newspaper of general circulation published in Conecuh County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 22, July 29, August 5, and August 12, all in the year 1971.

R. G. BOZEMAN, JR.

Sworn to and subscribed before me August 12, 1971.

HAROLD ADAMS,
Notary Public.

My commission expires April 7, 1973.

MCDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 1210. Standing Committee on Local Legislation No. 1.
- S. 1211. Standing Committee on Local Legislation No. 1.
- S. 1212. Standing Committee on Local Legislation No. 1.
- S. 1218. Standing Committee on Local Legislation No. 4.
- S. 1219. Standing Committee on Local Legislation No. 4.
- S. 1220. Standing Committee on Local Legislation No. 4.
- S. 1221. Standing Committee on Local Legislation No. 4.
- S. 1225. Standing Committee on Local Legislation No. 1.
- S. 1232. Standing Committee on Local Legislation No. 4.
- S. 1223. Standing Committee on Local Legislation No. 1.
- S. 1224. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Pelham:

S. 1056. To propose an amendment to the Constitution of Alabama relative to the effect of school laws and provisions of the Constitution relating to education in Mobile County.

Also:

By Mr. Lybrand:

S. 1213. To create and establish a court of record with county wide limited jurisdiction of criminal cases and civil actions at law, to be called the

County Court of Calhoun County, in lieu of, and to replace the Intermediate Civil Court of Calhoun County; to abolish the Intermediate Civil Court of Calhoun County; to provide for the jurisdiction of said County Court of Calhoun County and the officers thereof; to fix their duties, powers, authority, and compensation; to provide for the transfer of all cases pending in the abolished court and in the Calhoun County Court to the newly established court, and to repeal Act No. 23, H. 8, 1962 Special Session (Acts 1962, p. 29) and all other conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
COUNTY OF CALHOUN**

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL
TO BE ENTITLED
AN ACT**

To create and establish a court with county wide limited jurisdiction of criminal cases and civil actions at law, to be called the County Court of Calhoun County, in lieu of, and to replace the Intermediate Civil Court of Calhoun County; to abolish the Intermediate Civil Court of Calhoun County; to provide for the jurisdiction of said County Court of Calhoun County and the officers thereof; to fix their duties, powers, authority, and compensation; to provide for the transfer of all cases pending in the abolished court and in the Calhoun County Court to the newly established court, and to repeal Act No. 23, H. 8, 1962 Special Session (Acts 1962, p. 29) and all other conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby established in Calhoun County a court with limited jurisdiction of criminal cases and civil actions at law. The court shall be known as the County Court of Calhoun County. This court shall replace the Intermediate Civil Court of Calhoun County which was established by Act No. 23, H. 8, 1962 Special Session (Acts 1962, p. 29), which court is hereby abolished. The court hereby established shall have concurrent jurisdiction with the Calhoun County Court which was established by Act No. 106, S. 295, Regular Session 1951, (Acts 1951, p. 327). The County Court of Calhoun County shall be held in a place furnished and designated by the Calhoun County Commission.

Section 2. All cases and actions pending in the Intermediate Civil Court of Calhoun County and in the Calhoun County Court on the effective date of this Act shall be transferred to the court hereby created, and shall proceed as though begun therein. As to judgments rendered by the abolished court, the County Court of Calhoun County shall have the same power to control, and may issue executions and other processes thereon in all respects as though the judgments had been rendered by it.

Section 3. (A) Except as provided in subsection (B), of this section, the County Court of Calhoun County shall have and exercise jurisdiction of all actions, causes, matters, proceedings, and cases, including actions of un-

lawful detainer and actions for recovery of possession of land which are cognizable before the circuit-court, county court, or justice of the peace courts, or courts created in lieu thereof, and all courts of like jurisdictions. It shall have authority to punish contempts by fine not exceeding fifty dollars (\$50.00) and imprisonment not exceeding five days. It may adopt and enforce rules and regulations relative to pleadings, procedure and practice, provided such rules and regulations are not contrary to the Constitution and statutes of the State and law-made rules governing the practice and procedure of courts of record.

(b) This court shall not have power to try persons charged with felonies. It shall not have jurisdiction of any civil actions when the matter or sum in controversy exceeds One Thousand Dollars (\$1,000.00) and it shall not have power to try any matter or proceeding in equity.

Section 4. The court shall not draw, organize, or empanel grand or petit juries. The judge of said court shall decide all issues of fact without the intervention of a jury.

Section 5. (A) The County Court of Calhoun County shall have two divisions, namely, law and criminal. Except as otherwise provided in this Act, the practice and procedure of the court as to parties, trial, competence of witnesses, admissibility of evidence, regulation of suits and the time within which suits may be brought shall be governed by the statutes and rules of practice and procedure governing the Circuit Courts. Interrogatories to adverse parties, as provided for by Article 8, Chapter 10, Title 7, Code of Alabama (1940), may be used, except that answers must be filed to such interrogatories within thirty (30) days after service of the interrogatories. If answers to the interrogatories are not filed within thirty days after service of a copy of the interrogatories, or when the answers are not full, or are evasive, the court may either attach the party and cause him to answer fully in open court or tax him with so much costs as may be just, and continue the cause until full answers are made, or direct a nonsuit or judgment by default, to be entered, or render such judgment or decree as would be appropriate if such defaulting party offered no evidence.

(B) In civil actions at law when the summons, writ of attachment, summons and complaint in attachment, or other process has been executed on the defendant, or service perfected on him as required by law, and defendant shall appear and plead, answer or demur thereto within twenty days. If a defendant fails to appear, plead, answer or demur within the prescribed time after service has been perfected on him, he shall be in default and on motion of the plaintiff judgment by default may be rendered against such defendant.

Section 6. (A) No prosecution shall be commenced in such court except upon sworn complaint made to either the judge or the clerk of the court, or the deputy clerk of the court or the district attorney or assistant district attorney or county solicitor, who shall issue a warrant of arrest if he is reasonably satisfied that the offense has been committed and that there is reasonable cause to believe that the accused is guilty. When the accused is arrested, the case shall be docketed for trial, and the trial shall be held and conducted as trials after indictments. The clerk shall keep a record of all complaints made and all warrants issued. If the original complaint or warrant is lost, mislaid, or destroyed, a certified copy of the record shall be sufficient for the arraignment and trial of the accused.

(B) A county or assistant district attorney for Calhoun County shall prosecute for the State all criminal cases commenced in such court.

Section 7. (A) The County Court of Calhoun County shall be open at all times for the transaction of business. Sessions of the court shall be held at such times as the judge shall designate. At least one civil session and one criminal session shall be held each month. Sessions may be continued so long as may be necessary for the court to complete its business.

(B) The Sheriff shall, without additional compensation attend the sessions of the court in person or by deputy.

(C) The constable of Precinct 15 of Calhoun County and the Sheriff of Calhoun County and any bailiff which may be provided the court shall be ex-officio officers of said court and may execute all processes from said court and make return thereof, and shall receive the same fees as are now provided by law for similar services, with respect to process issuing from the courts of justices of the peace in said county, but the fees of the sheriff shall be covered into the county treasury. On all processes served by the court bailiff, the same fees provided by law for the constable shall be paid said bailiff. All processes in cases may be delivered by the clerk to the sheriff or to the said constable or court bailiff under such rules of the court as the judge may prescribe.

(D) The judge shall have the same power and right to appoint an attorney to represent indigent defendants as judges of circuit courts.

Section 8. (A) For their attendance upon the sessions of the court, witnesses shall be entitled to the fees and allowances prescribed by law and for witnesses in the circuit courts, which fees and allowances shall be taxed, collected, and paid in the same manner and according to the same regulations as apply in the circuit courts.

(B) In addition to the fees for witnesses, the courts shall have authority to tax costs for the uses of the county as follows: (1) in each civil action at law, if the sum in controversy does not exceed one hundred dollars (\$100), the same as in justice courts; (2) in every other civil action at law, the same as in the circuit court; (3) in each criminal case involving an offense of which justices of the peace have final jurisdiction, the same as in the justice courts; (4) in every other criminal case, the same as in county courts. The court shall tax other costs as prescribed by law (both general and local acts).

(C) A trial tax of one dollar (\$1.00) shall be collected for the use of the county in each civil action at law, if the sum in controversy does not exceed one hundred dollars (\$100). In every other civil action at law and in every criminal case except criminal cases involving offenses of which justices of the peace have final jurisdiction, a trial tax of three dollars (\$3.00) shall be collected for the use of the county.

(d) In addition to the fines and forfeitures now provided by law to be paid into the general fund of Calhoun County, Alabama, one-half (50 per cent) of all other fines and forfeitures collected in this court are to be paid into the general fund of Calhoun County, Alabama.

Section 9. The party in whose favor a judgment is rendered shall have all the rights, remedies, and privileges with respect to the registration and enforcement thereof as are provided in Chapter 11, Title 7, Code of Alabama (1940) except that if the judgment of the court is for fifty dollars (\$50) or less the party in whose favor the judgment is rendered shall have a period of only three years in which to have a writ of fieri facias or execution levied against the property of the defendant, and the lien of such judgment registered under the provisions thereof shall continue for a period of three years

from the date of such judgment in the manner set out in Section 588 of said Title 7; and if the judgment is for more than fifty dollars (\$50), the lien of such judgment when registered under the provisions hereof shall continue for a period of ten years from the date of such judgment in the manner set out in Section 585 of said Title 7.

The discovery of assets of judgment debtors as provided by Article 2, Chapter 21, Title 7, Code of Alabama (1940) may be had in this court as in circuit courts.

Section 10. Any party aggrieved by a judgment, order, or ruling of the court may appeal the decision as herein provided.

(1) If the case is a civil case in the law division of the court, the appeal lies to the circuit court and shall be governed by Article 6 of Chapter 8, Title 13 of the 1940 Code, or to the Court of Appeals and shall be governed by article 1 of Chapter 3, Title 13 of the 1940 Code.

(2) In every criminal case, the appeal lies to the circuit court and shall be governed by Section 349 of Title 13 of the 1940 Code, or to the Court of Appeals and shall be governed by Section 90 of Title 13 of the 1940 Code.

Section 11. (A) A judge of the court herein established shall be elected by the qualified electors of the county at the general election of 1974 and every six years thereafter. His term shall be for six years from the first Monday after the second Tuesday in January next succeeding his election and until his successor is elected and qualified.

(B) Immediately after the effective date of this Act, the Governor shall commission Hon. William C. Daniel as Judge of the County Court of Calhoun County and the said William C. Daniel shall hold office until his successor is elected or appointed as provided herein.

(C) The judge shall, before entering upon the discharge of the duties of office, take the oath prescribed by Section 279 of the Constitution. He may be removed from office for any cause enumerated in Section 173 of the Constitution and in the manner provided by law. No person shall be eligible for the office of judge unless he is, at the time of his appointment or election a qualified elector of Calhoun County, learned in the law, and has been licensed to practice law in this State for five years. The judge shall not practice law in any of the courts of this State or of the United States, and he shall be subject to the same penalties and obligations as circuit judges. Any vacancy occurring in the office of judge shall be filled by appointment as provided in Section 158 of the Constitution.

(D) The judge shall receive an annual salary of sixteen thousand five hundred dollars (\$16,500.00), payable out of the general fund of the county in equal monthly installments as the salaries of other county officers are paid.

(E) The judge shall have authority to: (1) grant writs of certiorari, supersedeas, quo warranto, mandamus, and all other remedial and original writs which are granted by the circuit judges; (2) grant writs of injunction and ne exeat; (3) administer oaths and take acknowledgements (4) issue search warrants; (5) exercise such other powers, jurisdiction, or authority as may now or hereafter be conferred by law upon circuit judges, judges of county courts, and justices of the peace. Provided, however, the judge shall not have or exercise the powers, jurisdiction, or authority of equity courts.

(F) The judge shall keep an office at such place as may be provided by the governing body of the county. His office shall be suitably equipped, furnished and provided at the expense of the county with such office supplies and stationery, stamps, blanks, docket books, typewriters, telephones, office equipment, furniture, fixtures and other materials as may be necessary for the transaction of the business of the court.

(G) In the event the judge is disqualified or unable to act, a special judge shall be appointed as provided in Section 160 of the Constitution and Section 124 of Title 13 of the 1940 Code. Such special judge shall be paid out of the general funds of the county the sum of fifty dollars (\$50) for each day he is called upon to serve during a regular session held pursuant to orders of the court duly spread upon the minutes of the court.

Section 12. The clerk of the County Court of Calhoun County shall be appointed by and hold office at the pleasure of the judge of said court. He shall receive a salary to be determined by the Calhoun County Commission, but which shall not be less than seven thousand two hundred dollars (\$7200.00 per annum, payable in equal monthly installments out of the county treasury. The Calhoun County Commission or like governing body is authorized and empowered to employ such assistant clerks as may be deemed necessary to properly handle the clerical work of the court at salaries to be determined by the said county commission and paid monthly by them out of the county treasury. The clerk of the said court shall have the direction and supervision of said assistant clerks and shall appoint one of them as his chief clerk. The chief clerk shall be authorized to do in the name of the clerk of the County Court of Calhoun County any act the said clerk is authorized to do. Said clerk shall give bond as the county commission shall require.

Section 13. The judge of the court shall have the power and the authority to appoint a bailiff to serve such court. Each bailiff so appointed shall receive a salary in such amount as is fixed therefor by the judge but not to exceed six hundred dollars (\$600.00) per month. Such salary shall be payable in equal installments out of the treasury of the county upon the warrant of the president or chairman of the county commission or other like county governing body. Each bailiff so appointed shall hold office at the will and pleasure of the judge so appointing him, and shall have the authority to do and perform all the duties of the court which the law authorizes any constable in Calhoun County to do.

Section 14. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 15. All laws or parts of laws in conflict herewith are hereby repealed and Act No. 23, H. 8 of the Special Session of 1962 (Acts 1962, p. 29) is specifically repealed.

Section 16. This Act shall take effect on the first day of the month next following the date of its enactment.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CALHOUN

Before me, the undersigned authority in and for said County in said State, this day, personally appeared Phillip Sanguinetti, who, being by me first

duly sworn, deposes and says that during the times herein mentioned he was General Manager of The Anniston Star, a newspaper of general circulation published in Calhoun County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on August 7, 9, 16, and 23, all in the year 1971.

PHILLIP SANGUINETTI.

Sworn to and subscribed before me August 23, 1971.

LOLA J. BRIGHT,
Notary Public.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 1056. Standing Committee on Local Legislation No. 3.

S. 1213. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Register:

S. 1234. To provide for a personnel appeals board for every county having a population of not less than 56,500 nor more than 59,000, according to the most recent federal decennial census; to prescribe the qualifications, terms, duties, and compensation of its members; and to provide rules relating to political activities by employees of said counties.

Also:

By Mr. Lybrand:

S. 342. Relating to counties having populations of not less than 10,800 nor more than 19,000, and counties having populations of not less than 65,000 nor more than 110,000; to confer additional authority upon such counties in relation to the construction, leasing, maintenance, and operation of detention centers for lodging adolescents and persons confined on order to juvenile judges in such counties.

Also:

By Mr. Lybrand:

S. 1214. To fix the salaries of the judge and the clerk of the Calhoun County Court.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CALHOUN

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To fix the salaries of the judge and the clerk of the Calhoun County Court.

Be It Enacted by the Legislature of Alabama:

Section 1. The judge and the clerk of the Calhoun County Court shall each receive a salary of \$1.00 per annum, which shall be paid at the end of each year out of the general funds of the county. The salaries herein provided shall be the entire compensation of such judge and such clerk and shall be in lieu of all other emoluments and remuneration, including expense accounts or allowances.

Section 2. All laws or parts of laws which conflict with this Act are repealed, and Act No. 344, H. 860 of the Regular Session of 1965, (Acts 1965, p. 480) is hereby expressly repealed.

Section 3. This Act shall become effective upon the expiration of the term of office of the incumbent judge of the Calhoun County Court.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CALHOUN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Phillip Sanguinetti, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of The Anniston Star, a newspaper of general circulation published in Calhoun County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on August 7, August 9, August 16, and August 23, all in the year 1971.

PHILLIP SANGUINETTI.

Sworn to and subscribed before me August 23, 1971.

LOLA J. BRIGHT,
Notary Public.

Also:

By Mr. Lybrand:

S. 1230. To alter, rearrange and extend the boundaries and corporate limits of the City of Weaver, Calhoun County, Alabama, so as to annex certain territory to the City.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CALHOUN

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange and extend the boundaries and corporate limits of the City of Weaver, Calhoun County, Alabama, so as to annex certain territory to the City.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries and corporate limits of the City of Weaver, Calhoun County, Alabama, are hereby altered, rearranged and extended so as to include within the corporate limits of the City the following described territory in addition to the area now embraced within such boundaries and corporate limits, to-wit:

Beginning at the intersection of the Old Anniston—Jacksonville Highway and Parker Boulevard; thence West along the North Side of said Parker Boulevard for a distance of 500 feet; thence North 500 feet to a point; thence in an Easterly direction to the Jacksonville—Anniston Highway; thence in a Southwesterly direction along the East Side of said Highway to the point of beginning; said property lying adjacent to the corporate limits of the City of Weaver, Alabama.

Also:

All that part of the North Woods Subdivision Addition No. 1, lying East of Connemara Place and being situated in the NE $\frac{1}{4}$ of Section 4 and the NW $\frac{1}{4}$ of Section 3, Township 15 South, Range 8 East, Calhoun County, Alabama. Said property being adjacent to the corporate limits of the City of Weaver, Alabama.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CALHOUN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Phillip Sanguinetti, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of The Anniston Star, a newspaper of general circulation published in Calhoun County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 15, July 22, July 29, and August 5, all in the year 1971.

PHILLIP SANGUINETTI.

Sworn to and subscribed before me August 20, 1971.

LOLA J. BRIGHT,
Notary Public.

Also:

By Mr. Register:

S. 1233. To amend Act No. 74, H. 39, of the Special Session of 1967 (Acts 1967, p. 105) which Act creates and provides for organization and functioning of a board of jury supervisors for Dale County in lieu of the jury commission, so as to increase the membership of this board.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF DALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To amend Act No. 74, H. 39, of the Special Session of 1967 (Acts 1967, p. 105) which Act creates and provides for organization and functioning of a board of jury supervisors for Dale County in lieu of the jury commission, so as to increase the membership of this board.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of Act No. 74, H. 39 of the Special Session of 1967 (Acts 1967, p. 105), entitled "An Act To apply only in Dale County; creating a board of jury supervisors in lieu of the jury commission; providing for the transfer of the power, authority, duties and jurisdiction of the jury commission to said board, and abolishing the commission; providing for the organization of the board and the times of its meetings; providing for the appointment of the members and a clerk for said board and prescribing their terms, duties and compensation," is hereby amended to read as follows:

"Section 2. The board of jury supervisors shall be composed of seven members, with each county commissioner's district to be represented in the membership of the board by a qualified elector of the district, and the county at large to be represented by two members. Such members of the board together with a clerk for the board shall be appointed by the Governor for and only during the tenure of office of the Governor making the appointment and until their successors are appointed and qualified. Said clerk shall take the oath of office, assist the members of the board in maintaining adequate and sufficient names on the jury rolls, and perform all the duties now required by law of clerks of jury boards and jury commissions in this State. Said clerk shall receive for his services a salary of fifty dollars (\$50) per month, to be paid out of the county treasury upon the order of the president of the board of jury supervisors."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

**STATE OF ALABAMA
DALE COUNTY**

Before me the undersigned authority in and for said County and State, personally appeared Joseph H. Adams, who, being by me first duly sworn, deposes and says that during the time herein mentioned he was Published of The Southern Star, a newspaper of general circulation published in Dale County, Alabama, and that the attached notice was published in said newspaper for once a week for four consecutive weeks, said notice having appeared in the issue of said paper on July 22, July 29, August 5, and August 12, 1971.

JOSEPH H. ADAMS,
Publisher.

Sworn to and subscribed before me on this the 19th day of August, 1971.

CELESTE A. WOODS,
Notary Public.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 1234. Standing Committee on Local Legislation No. 1.
- S. 342. Standing Committee on Local Legislation No. 1.
- S. 1214. Standing Committee on Local Legislation No. 1.
- S. 1230. Standing Committee on Local Legislation No. 1.
- S. 1233. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Lindsey:

S. 1052. Relating to counties having populations of not less than 16,350 nor more than 16,550, fixing the jurisdiction of the Inferior Courts in such counties; providing for the compensation of special judges in such counties of said Inferior Court.

Also:

By Mr. McLain:

S. 1215. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing Madison County under certain conditions to issue general obligation bonds in not exceeding \$2,000,000 principal amount for acquiring, providing, constructing and equipping public

school buildings, including sites therefor; to provide that said bonds may be secured by a pledge of a sufficient amount of the $\frac{1}{4}$ of 1% ad valorem tax authorized by Section 215 of said constitution to be levied by said county; to provide that none of said bonds shall be chargeable against the constitutional debt limit of said county; and to specify certain details pertaining to said bonds and to the issuance and sale thereof.

Also:

By Mr. Lindsey:

S. 1053. Relating to Choctaw County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that the following bill will be introduced in the Alabama Legislature affecting Choctaw County, Alabama.

A BILL TO BE ENTITLED AN ACT

Relating to Choctaw County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The County board of education of Choctaw County shall appoint the county superintendent of education, who shall take office on the first day of July next succeeding his appointment and shall serve for a term of two years and until his successor is appointed and qualified. If there be a vacancy in the office from any cause whatever, the county board of education shall fill such vacancy in the manner provided by the general laws of the State. The incumbent superintendent of education of Choctaw County shall serve until the expiration of his current term of office as presently provided by law.

Section 2. The county superintendent of education of Choctaw County shall be a person of good moral character, of recognized ability as a school administrator, with academic and professional education equivalent to graduation from a standard university or college, having a master's degree, and shall have had not less than five years of experience in public school work.

Section 3. The Choctaw County superintendent of education shall perform and discharge all the duties prescribed by general law for the county superintendent of education, and any additional duties heretofore or hereafter prescribed by local law.

Section 4. The salary of the county superintendent of education shall be fixed by the county board of education at an amount not exceeding twenty-five percent (25%) above the other highest paid employee in the county

school system per year, which shall be payable at the time and in the manner prescribed by the general laws of Alabama regulating the payment of compensation of county superintendents education.

Section 5. The county board of education shall fix an automobile expense allowance for the county superintendent of education at an amount not exceeding \$2,400 per year.

Section 6. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. All laws or parts of laws which conflict with this Act, are hereby repealed.

Section 8. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

THE STATE OF ALABAMA,
CHOCTAW COUNTY.

I, C. D. Bozeman, Editor and General Manager of The Choctaw Advocate, a newspaper published at Butler, Choctaw County, Alabama, do hereby certify that a copy of the Attached Notice, as per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not any supplement thereof, for four consecutive weeks commencing with the issue date July 15, 1971, and ending with the issue dated August 5, 1971. I further certify that I have the right and authority to make this affidavit.

C. D. BOZEMAN.

Sworn and subscribed to before me this, the 5 day of August, 1971.

NELL F. EZELL,
Notary Public.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 1052. Standing Committee on Local Legislation No. 1.
- S. 1215. Standing Committee on Local Legislation No. 4.
- S. 1053. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Messrs. Pierce and Jones:

S. 174. To amend Act Number 657, Regular Session Alabama Legislature, 1965, pertaining to the appointment of deputy district attorneys for the Fifteenth Judicial Circuit of Alabama and their salaries.

Also:

By Mr. Littleton:

S. 343. To provide for the issuance of special license tags to members of the Alabama Jaycees.

Also:

By Mr. Clark:

S. 686. To authorize and direct the State Capitol Preservation Commission to organize, supervise, conduct and make a report of and recommendations based on a thorough and complete study of the State Capitol, its history, its architecture and its structural condition, with a view toward determining whether the public safety is endangered by its condition and the feasibility of restoring the central portion thereof to its 1851-1861 condition, of restoring other portions thereof to their original condition or their condition in some other appropriate era and also determining the most suitable and appropriate use to be made of such restored portion or portions of the Capitol; and to make an appropriation therefor.

Also:

By Mr. Cook:

S. 860. To amend Section 301(17)F. of Title 48, Code of Alabama (1940), which places the burden of proof upon the carrier when proposing a change in any rate, fare, charge or classification, rule, regulation or practice.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 174. Standing Committie on Local Legislation No. 4.
- S. 343. Standing Committee on Local Government.
- S. 686. Standing Committee on Ways and Means.
- S. 860. Standing Committee on Commerce and Transportation.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Clark:

- S. 255. To further provide for supernumerary district attorneys.

Also:

By Mr. Owen:

S. 1033. To amend Section 6 of Act No. 344, H. 301, approved September 5, 1955, as amended, (Acts of Alabama 1955, p. 780), which created the Fort Morgan Historical Commission so as to provide further for the salaries of the secretary and historian and the assistant secretary of the commission.

Also:

By Mr. O'Bannon:

S. 318. To amend Section 1 of Act No. 628, page 1082, Acts of Alabama 1951, entitled "An Act to further provide for the issuance of hunting and fishing licenses." To provide how said licenses shall be issued and by whom. To provide for disposition of the revenue derived from the sale of such licenses. To provide for a fee for the issuance of same. To repeal all laws or parts of laws in conflict herewith and for other purposes.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 255. Standing Committie on Judiciary.
- S. 1033. Standing Committee on Judiciary.
- S. 318. Standing Committee on Ways and Means.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Wilder:

S. 796. To amend Section 2(d), (g), 17(a), and 27 of the Securities Act of Alabama (Acts 1959, V. 2, p. 1318, et seq., Act No. 542, Regular Session 1959 as amended by Acts 605 and 740, 1969 Regular Session) so as to further provide for the registration of securities dealers and salesmen, to provide for a change in the statute of limitations for violations of this act, and to further provide for the disposition of revenues collected by the Securities Commission.

Also:

By Mr. Wilder:

S. 797. Relating to Securities; providing for the assessment of fees by the Securities Commission upon application for exemptions under the Provisions of Act #542, Regular Session, 1959 (Acts 1959, Page 1318, as amended).

Also:

By Mr. Gilmore:

S. 1142. To amend Code of Alabama, 1940, Title 5, Section 131, so as to authorize and approve the use of automatic unmanned cash dispensing machines by banks on each day of the week including Sunday.

Also:

By Mr. Cook:

S. 859. To provide that members of the Enforcement Division of the Public Service Commission designated in writing by the Public Service Commission shall have the powers of peace officers in this State and may exercise such powers anywhere within the State.

Also:

By Mr. Cooper:

S. 1002. To further provide for the administration of Sections 1901 through 1908 of the Federal Social Security Act by the State Health Department.

Also:

By Mr. Harris:

S. 1051. To amend Act No. 1049, S. 8, Legislature of 1969 (Regular Session), approved September 12, 1969 (Acts of 1969, Vol. III, pp. 1939-1965), an Act to provide for the mandatory inspection of the slaughter of cattle, sheep, swine, goats, and equines, and poultry, and the preparation of the carcasses, parts thereof, meat and meat food products of such animals; solely for distribution within this State; etc., by amending Section 1 (k), Section 1 (1) (5) and Sections 2, 7 (c), 10 (c), 15 and 16 (a) of said Act to the end that the requirements of said Act will be at least equal to requirements imposed by the provisions of the Federal Meat Inspection Act and the Federal Poultry Products Inspection Act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 796. Standing Committee on Judiciary.
- S. 797. Standing Committee on Judiciary.
- S. 1142. Standing Committee on Banking.
- S. 859. Standing Committee on Commerce and Transportation.
- S. 1002. Standing Committee on Health.
- S. 1051. Standing Committee on Agriculture.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 544. Relating to cities having a population of 300,000 or more according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such cities.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Dill, the House concurred in and adopted the Senate amendment to the bill, H. 544, said Senate amendment being as follows:

Amend HB 544 and particularly Section 16 thereof by deleting Section 16, and substituting the following:

Section 16. This Act shall become effective upon its passage and signature by the Governor, or upon its otherwise becoming a law; however, it is expressly a condition preceding to it becoming effective that the city council shall by resolution determine that the city desires to use this Act to go into the parking business and shall call an election of the general electorate of the city giving notice of the election and holding the election at the next election and in accord with the laws relative to the city elections and the holding thereof; the issue to be for the city of (Name of City) using Act No. _____ to go into the parking business, against the city of (Name of City) going into the parking business. In the event the vote is against the Act, it terminates the effectiveness of the Act, and additional legislative authorization shall be required.

Yeas 55; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Roberts
Adams	Culver	Jones (F)	Slate
Adwell	Dill	King	Smith (K)
Baker	Doss	Lang	Stokes
Bank	Downing	Lutz	Straiton
Bassett	Easters	McCluskey	Therrell
Carnes	Edwards	May	Turner
Carter	Erdreich	Meeks	Waldrop
Cherner	Falkenburg	Naramore	Wallace
Chesnut	Grainger	Nettles	Weeks
Collins	Hale	Parker (T)	Williams
Connell	Hardin	Perloff	Wise
Cottingham	Harris	Pruitt	Wynot
Crawford	Hobbie	Reed (T)	

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1520. To amend Section 22 of Act No. 248 of the Legislature of Alabama of 1945 (General Acts of 1945, pages 376-400), as amended by Act No. 562, approved October 9, 1947 (General Acts of Legislature of Alabama, 1947, page 398), and as amended by Act No. 670, approved September 16, 1953 (General Acts of Legislature of Alabama, 1953, page 927).

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Falkenburg, the House concurred in and adopted the Senate amendment to the bill, H. 1520, said Senate amendment being as follows:

Amend House Bill 1520 as amended by deleting page 3 and substituting in lieu thereof the following:

"authority may, from time to time, peremptorily suspend any employee without pay or other compensation, and without the right of a hearing, as punishment for improper behavior, but any one suspension shall not exceed five days and the total suspension by such appointing authority of such person shall not exceed ten days in any year of service. Such suspension with loss of pay may be effected only by service upon the employee by the appointing authority of written charges setting out clearly the delinquency for which such suspension was made, a copy of which must be at the same time mailed or delivered to the Director. The suspended employee shall have the right to file with the Board and the appointing authority a written answer or explanation of such charges.

Section 2. That all laws or parts of laws which conflict with the provisions of this Act are hereby expressly repealed.

Section 3. That this amendatory Act shall become effective upon passage.

Yeas 59; Nays 0.

Yeas:

Mr. Speaker	Downing	Lang	Reid (R)
Adams	Easters	Lutz	Reynolds
Agee	Edwards	McCorquodale	Roberts
Bassett	Erdreich	Mathews	Slate
Benton	Falkenburg	Meeks	Smith (K)
Carnes	Fite	Merrill	Snell
Cauthen	Flippo	Mims	Stokes
Cherner	Goodwin	Namore	Straiton
Connell	Grainger	Nettles	Therrell
Coshatt	Grey (D)	Owens	Turner
Cottingham	Hardin	Parker (H)	Waldrop
Crawford	Harris	Parker (T)	Wallace
Crowe	Hill	Perloff	Weeks
Dill	Jones (E)	Pruitt	Wynot
Doss	King	Reed (T)	

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 137. Further amending Code of Alabama 1940, Title 34, Section 20; relating to marriage and divorce; making incompatibility of temperament a ground for divorce.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Perloff, the House non-concurred in the Senate substitute to the bill, H. 137, said Senate substitute being as follows:

A BILL TO BE ENTITLED AN ACT

Relating to domestic relations, particularly to marriage and divorce; prescribing the style of proceedings relative to domestic relations; prescribing the effect of a divorce decree; and providing for an additional ground of divorce by amending Code of Alabama 1940, Title 34, Section 20.

Be It Enacted by the Legislature of Alabama:

Section 1. When a divorce decree is entered, in effect, it is awarded to both parties to the marriage.

Section 2. Code of Alabama 1940, Title 34, Section 20, as amended, is hereby further amended to read as follows:

"Section 20. DIVORCE; BY WHAT COURT, AND ON WHAT GROUNDS GRANTED. (a) The Circuit Court in equity has power to divorce persons from the bonds of matrimony, upon a petition filed by one of the parties, entitled "In re the marriage of _____ and _____", for the causes following: 1. In favor of either party, when the other was, at the time of the marriage physically and incurably incapacitated from entering into the marriage state. 2. For adultery. 3. For voluntary abandonment from bed and board for one year next preceding the filing of the bill. 4. Imprisonment in the penitentiary of this or any other state, for two years, the sentence being for seven years or longer. 5. The commission of the crime against nature, whether with mankind or beast, either before or after marriage. 6. For becoming addicted after marriage to habitual drunkenness or to habitual use of opium, morphine, cocaine or other like drug. 7. In favor of either party, when the other after marriage, shall have been confined in an insane asylum for a period of five successive years; if such party from whom a divorce is sought is hopelessly and incurably insane at the time of the filing of the bill. Provided, however, that the superintendent of the insane asylum in which such person is confined shall make a certified statement, under oath, that it is his opinion and belief, after a complete and full study and examination of such person, that such person is hopelessly and incurably insane. 8. Upon application of either party, when the court finds there has been an irretrievable breakdown of the marriage and that further attempts at reconciliation are impractical or futile and not in the best interest of the parties or family.

Section 3. The provisions of the Code of Alabama 1940, Title 34, Section 20, as hereinabove amended, shall repeal and supersede the provisions of such section as heretofore amended in this current session, provided, that pro-

ceedings begun under Ground Seven provided by Act No. 222, 1971 Regular Session, shall be construed as having been filed pursuant to Ground Eight set forth hereinabove.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 64; Nays 3.

Yeas:

Mr. Speaker	Crawford	Harris	Reed (T)
Adams	Crowe	Hobbie	Reid (R)
Agee	Culver	Jackson	Reynolds
Baker	Dill	Lutz	Roberts
Bank	Doss	McCluskey	Smith (P)
Benton	Easters	McCorquodale	Snell
Boutwell	Edwards	Manley	Stewart
Brassell	Erdreich	May	Straiton
Callahan	Falkenburg	Merrill	Therrell
Carnes	Flippo	Naramore	Turner
Carter	Gafford	Nettles	Waldrop
Cauthen	Goodwin	O'Daniel	Wallace
Cherner	Grainger	Owens	Weeks
Chesnut	Gray (F)	Parker (T)	Wise
Coshatt	Grey (D)	Perloff	Wood
Cottingham	Hardin	Pruitt	Wynot

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Nays: Messrs. Downing, Smith (K) and Stokes.

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COMMITTEE OF CONFERENCE

On motion of Mr. Perloff a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendment to the bill, H. 137.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Perloff, Wood and Casey.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1419. Relating to Mobile County, authorizing the county governing body to appropriate and expend county funds for the purpose of paying certain expenses incurred by members of the auxiliary forces of the sheriff's department or by any member of a posse comitatus summoned by the sheriff to aid him in conserving the peace of the county.

Also:

H. 1971. Relating to Mobile County; to provide that any monies in the county public highway and traffic fund may be used to pay the salary of any deputy sheriff whose duties require him to patrol the public roads and highways of Mobile County; and to make provisions of this Act retroactive to January 1, 1967.

Also:

H. 2206. Relating to municipalities having populations of not less than 40,000 nor more than 45,000; to provide for the power to fine, punish, imprison, and sentence to hard labor, prisoners in city jails; to compensate prisoners sentenced to hard labor not to exceed two dollars for each day's service.

Also:

H. 2228. Relating to Chambers County; providing for the construction, maintenance and repair of public roads, highways, bridges and ferries under the county unit system; authorizing and requiring the county governing body to employ and regulate the compensation of a county engineer; providing for the manner of selecting said engineer; prescribing his qualifications; and requiring bond; defining his authority, powers and duties and those of the county governing body in relation to the roads, bridges and ferries of Chambers County.

Also:

H. 2309. To apply only to counties having a population of not less than 35,000 nor more than 38,000 according to the last federal decennial census; relieving the chief clerk of the probate judge of such counties of any duties as purchasing agent for the county, and authorizing the governing body to appoint another such purchasing agent.

Also:

H. 2352. Relating to counties having populations of not less than 300,000 nor more than 500,000; providing authorization for the superintendent of the Public School System in any such county to disburse fund for meals, travel, room and board as provided.

Also:

H. 796. To authorize the governing body of any county having a population of 500,000 or more, according to the last or any subsequent federal census, to use equipment and personnel of the county in improving, beautifying and preparing, any land in the county for public park purposes or recreational purposes, subject to the terms, conditions and restrictions prescribed in this Act.

Also:

H. 1076. To authorize and empower the County Commission, Board of Revenue or other governing body of all counties having a population of 600,000 or more according to the last or any subsequent decennial federal census to authorize, approve and pay from the general funds of the county, all necessary and reasonable expenses incurred by the Judge of Probate and his chief assistants in attending conferences and instructional meetings of the Alabama Probate Judges Association and Continuing Legal Education Division of the University of Alabama.

Also:

H. 1214. To provide for the compensation to be paid circuit district attorneys by counties having a population of 600,000 or more according to the last or any subsequent decennial federal census.

Also:

H. 2647. To alter and re-arrange the boundary lines of the City of Birmingham, Alabama, so as to include within the corporate limits of said City all territory now within such corporate limits and also certain other territory in Jefferson County, Alabama, contiguous to said City.

Also:

H. 2667. To repeal Act No. 40, H. 63, approved March 4, 1970, Special Session 1970 (Acts 1970, p. 2662), entitled, "An Act to permit banks having principal place of business in cities having a population according to the most recent federal decennial census of not less than 10,230 nor more than 10,260 inhabitants, to establish, maintain, or operate new branches or branch banks, branch offices, branch agencies, additional offices or branch places of business within the limits of such city in which said bank is situated, for the receipt of deposits, payment of checks, lending of money, and the conduct of general banking and trust business, by and with the written consent of the state superintendent of banks."

Also:

H. 2668. To amend the title and Section 1 of Act No. 568, H. 904, Regular Session 1967 (Acts 1967, p. 1322) which authorizes the boards of education to purchase sites for, construction, erect and equip and operate technical and special schools within city school systems in certain counties classified on a population basis.

Also:

H. 2672. To amend the title and Section 1 of Act No. 858, H. 1180, Regular Session 1969 (Acts 1969, p. 1564) which regulates the compensation of members of the county board of education in certain counties classified on a population basis.

Also:

H. 2673. To amend the title and Section 1 of Act No. 146, H. 446, Regular Session 1961 (Acts 1961, p. 189) which regulates the compensation of bailiffs for the grand jury and bailiffs actually serving in court in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1537. To further amend Act No. 556 of the Regular Session of the Legislature of Alabama of 1959, approved November 19, 1959 (Ala. Acts, 1959, p. 1376 et seq.) as heretofore amended, which act established a pension and relief or retirement and relief system for firemen and policemen who are members of any pension and relief system heretofore or hereafter established under Act No. 929 of the Legislature of Alabama of 1951, approved September 12, 1951 (Ala. Acts, 1951, p. 1579 et seq.) as amended, which

1951 Act established a pension system for officers and employees of each city of the state having a population of 250,000 or more, according to the last or any subsequent federal census.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Weeks, the House concurred in and adopted the Senate amendment to the bill, H. 1537, said Senate amendment being as follows: Amend House Bill 1537, as amended, as follows:

Delete the words and figures "four per centum 4%" where ever they appear and substitute in lieu thereof "three and one-half per centum (3.50%).

Delete the figure "4%" where ever it appears and substitute in lieu thereof "3.50%".

Yeas 61; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Agee	Downing	King	Robertson
Bassett	Easters	Lang	Slate
Boutwell	Edwards	Lutz	Smith (P)
Bowers	Erdreich	McCluskey	Snell
Callahan	Falkenburg	Manley	Stewart
Carnes	Fite	Meeks	Straiton
Carter	Flippo	Merrill	Therrell
Cauthen	Goodwin	Mims	Turner
Cherner	Grainger	Owens	Waldrop
Chesnut	Gray (F)	Parker (H)	Wallace
Connell	Grey (D)	Perloff	Weeks
Coshatt	Hale	Pruitt	Williams
Cottingham	Harris	Reed (T)	Wise
Crawford			

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1272. To amend Act No. 344 of the Regular Session of the Legislature of Alabama of 1969, authorizing any city of this State having a population of 300,000 or more, according to the last or any subsequent federal census to pay hospital bills, medical expenses and other expenses incurred by employees of said city in securing treatment of injuries sustained by the employees in line of duty.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Weeks, the House concurred in and adopted the Senate amendment to the bill, H. 1272, said Senate amendment being as follows:

Amend Section 1 of H. B. 1272 by inserting in the quotation of the amended Section 4 of Act 344 of the Regular Session of the Legislature of Alabama of 1969, approved August 12, 1969 (Alabama Acts, 1969, p. 716 et seq.), at the end of said quotation, the following:

"For the purposes of this Act, the terms hospital service, doctor's service, or other medical services' may be deemed to include comparable benefits for employees who rely solely on spiritual means for healing."

Yeas 57; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Gray (F)	Perloff
Adams	Crawford	Grey (D)	Pruitt
Agee	Cross	Hale	Reed (T)
Barkett	Dill	Hardin	Reynolds
Bassett	Downing	Harris	Robertson
Benton	Drake	Jackson	Smith (P)
Boutwell	Easters	Jones (F)	Snell
Brassell	Edwards	King	Stewart
Callahan	Ellis	Lutz	Straiton
Carnes	Erdreich	McCluskey	Taylor
Carter	Falkenburg	Manley	Therrell
Casey	Flippo	Meeks	Wallace
Cauthen	Goodwin	Mims	Weeks
Connell	Grainger	Owens	Wise
Coshatt			

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2243. To alter, rearrange, and extend the boundary lines of the corporate limits of the City of Arab in Marshall County; to limit the Sanitary Sewer Board of the City of Arab from operating within the annexed area; and to establish the effective date of the act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. McDonald, the House concurred in and adopted the Senate substitute to the bill, H. 2243, said Senate substitute being as follows:

A BILL TO BE ENTITLED AN ACT

To alter, rearrange, and extend the boundary lines of the corporate limits of the City of Arab in Marshall County; to limit the Sanitary Sewer Board of the City of Arab from operating within the annexed area; to provide a procedure for removing the limitation; and to establish the effective date of the act.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines and corporate limits of the City of Arab in Marshall County are hereby altered, rearranged and extended so as to include within the corporate limits of the city, in addition to the area now embraced within such corporate limits of the city, certain land lying and being in Marshall County and more particularly described as follows:

TRACT "A"

Starting at the SW corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 22, Township 8, South, Range 1 East, a point on the existing city limits; thence North 5,280 ft. to the SW corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15, Township 8 South, Range 1 East; thence East 5,280 ft. to the NE Corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 15, Township 8 South, Range 1 East, a point on the existing city limits, thence along the existing city limits to the point of beginning.

TRACT "B"

Starting at the SE corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 19, Township 8 South, Range 1 East, a point on the existing city limits; thence East to the intersection of the center line of Clemons Branch; thence in a generally Northeasterly direction along the center line of Clemons Branch to the intersection of the center line of Shoal Creek; thence in a generally Northwesterly direction along the center line of Shoal Creek to a point on the North line of Section 17, Township 8 South, Range 2 East; thence West along said line to the NW corner of said Section 17; thence continue West 10,560 ft. to the NW corner of Section 13, Township 8 South, Range 1 East; thence North 6,600 ft. to the NE corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 2, Township 8 South, Range 1 East; thence West 6,600 ft. to the NW corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 3, Township 8 South, Range 1 East; thence South 1,320 ft. to the SW corner of said $\frac{1}{4}$; thence East 1,320 ft. to the SE corner of said Section 3; thence South 5,280 ft. to the SW corner of Section 11, Township 8 South, Range 1 East, to a point on the existing city limits, thence along the existing city limits to the point of beginning.

Section 2. The sanitary sewer board of the City of Arab is hereby expressly prohibited from increasing its existing services and functions in the area annexed to the City of Arab under this act for a period of 10 years or until such time as this restriction is removed by the qualified electors residing in the annexed area as hereinafter provided.

Section 3. Before the services and functions of the sanitary sewer board of the City of Arab can be increased or added to in the annexed area during the 10-year period succeeding the passage of this act, the qualified electors residing in the area shall vote in an election called by the governing body of the City, at the request of 25 percent of the voters residing in the annexed area, on the proposition of whether or not they desire to accept the services of the sanitary sewer board of the City of Arab. The proposition of whether or not such voters desire to accept the services of said sanitary sewer board shall be put: "For acceptance of sewer board services" or "Against acceptance of the sewer board services". The vote on such proposition shall be ascertained and certified in the same manner as are the results of other special elections held in municipalities in Alabama. If a majority of the voters vote for acceptance of sanitary sewer board services, such services shall be provided for the area annexed, and if a majority of such voters vote against the acceptance of such services, such services shall not be provided for the said annexed area.

Section 4. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this act are repealed.

Section 6. This act shall become effective on October 15, 1971, upon its prior passage and approval by the Governor or upon its otherwise becoming a law.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hale	Nettles
Adams	Cross	Hardin	Parker (H)
Adwell	Dill	Harris	Pruitt
Agee	Doss	Hill	Reed (T)
Bassett	Downing	Hobbie	Reynolds
Benton	Drake	Jackson	St. John
Boutwell	Easters	Jones (F)	Slate
Bowers	Edwards	King	Smith (P)
Brassell	Ellis	Lang	Snell
Callahan	Erdreich	Lutz	Stewart
Carnes	Falkenburg	McCluskey	Straiton
Carter	Flippo	McDonald	Stubbs
Cauthen	Gafford	Manley	Taylor
Cherner	Goodwin	May	Wallace
Chesnut	Grainger	Meeks	Warren
Connell	Gray (F)	Merrill	Weeks
Coshatt	Grey (D)	Mims	Wise
Cottingham			

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And the bill, H. 2243, as thus amended:

To alter, rearrange, and extend the boundary lines of the corporate limits of the City of Arab in Marshall County; to limit the Sanitary Sewer Board of the City of Arab from operating within the annexed area; to provide a procedure for removing the limitation; and to establish the effective date of the act.

Was again read at length and passed.

Yeas 76; Nays 1.

Yeas:

Mr. Speaker	Cherner	Ellis	Jackson
Adams	Chesnut	Erdreich	Jones (F)
Adwell	Connell	Falkenburg	King
Agee	Coshatt	Flippo	Lang
Bank	Cottingham	Gafford	Lutz
Bassett	Crawford	Goodwin	McCluskey
Benton	Cross	Grainger	McDonald
Boutwell	Culver	Gray (F)	Manley
Bowers	Dill	Hale	May
Brassell	Doss	Hardin	Meeks
Callahan	Downing	Harris	Merrill
Carnes	Drake	Hearn	Mims
Carter	Easters	Hill	Nettles
Cauthen	Edwards	Hobbie	Owens

Parker (H)	St. John	Straiton	Turnham
Perloff	Slate	Stubbs	Wallace
Pruitt	Smith (P)	Taylor	Warren
Reed (T)	Snell	Therrell	Weeks
Reynolds	Stewart	Turner	Wise

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Nay: Mr. Robertson.

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2674. To amend the title and Section 1 of Act No. 602, H. 1162, Regular Session 1961 (Acts 1961, p. 713) which fixes the compensation of the coroner in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Bassett, the House concurred in and adopted the Senate amendment to the bill, H. 2674, said Senate amendment being as follows:

Section 2 of H. B. 2674 is hereby amended by deleting the comma after the word "year" in the sixth line thereof and inserting the following words between the words "year" and "payable" in said sixth line, viz:

and an expense allowance of \$400 a year,

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Cross	Harris	Perloff
Adams	Culver	Hearn	Pruitt
Baker	Dill	Hill	Reed (T)
Bank	Doss	Hobbie	Reid (R)
Barkett	Downing	Jackson	Reynolds
Bassett	Drake	Jones (F)	Robertson
Benton	Easters	King	St. John
Boutwell	Edwards	Lang	Slate
Brassell	Ellis	Lutz	Smith (P)
Callahan	Erdreich	McBride	Snell
Carnes	Falkenburg	McCluskey	Stokes
Carter	Flippo	McDonald	Straiton
Cauthen	Gafford	Manley	Taylor
Cherner	Gloor	Mathews	Therrell
Chesnut	Goodwin	May	Turnham
Collins	Grainger	Meeks	Wallace
Connell	Gray (F)	Merrill	Warren
Coshatt	Grey (D)	Mims	Weeks
Cottingham	Hale	Nettles	Wise
Crawford	Hardin	Parker (H)	Wood

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2231. Relating to certain offices and officers of Chilton County; changing the mode of compensation of such officers; placing such officers on a salary basis, subject to the ratification of a constitutional amendment.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Headley, the House non-concurred in the Senate amendments to the bill, H. 2231, said Senate amendments being as follows:

Amend H. B. 2231 by striking Section 7 in its entirety and inserting in lieu thereof the following:

"Section 7. This Act shall become effective as to each officer named herein upon the expiration of the current term of each such officer, subject to the passage, ratification and proclamation of an amendment to the Constitution of Alabama authorizing the Legislature to so regulate the compensation of such officers."

A BILL
TO BE ENTITLED
AN ACT

Relating to certain offices and officers of Chilton County; changing the mode of compensation of such officers; placing such officers on a salary basis, subject to the ratification of a constitutional amendment.

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of Chilton County shall receive compensation as follows:

- (a) For the Judge of Probate, an annual salary of \$15,000;
- (b) For the Sheriff an annual salary of \$13,000;
- (c) For the Coroner, an annual salary of \$900;
- (d) For each associate member of the County Commission, or other like governing body, an annual salary of \$4,000;
- (e) For the County Solicitor or Deputy District Attorney of Chilton County, an annual salary of \$5,400;
- (f) For the Judge of the Law and Equity Court for Chilton County, an annual salary of \$15,000;
- (g) For the Tax Assessor, an annual salary of \$11,000;
- (h) For the Tax Collector, an annual salary of \$10,000;
- (i) For the Circuit Clerk, who also serves as Ex-Officio Clerk of the Law and Equity Court, an annual salary of \$12,000.

Section 2. Such salaries are to be the entire compensation received by any of the above county officers for his services and shall be in lieu of all fees, commissions, allowances, percentages and other charges heretofore paid to any such officer, and shall be paid in equal monthly installments out of the general fund of the county or the appropriate fund of the county.

Section 3. All fees, commissions, allowances, percentages and other charges heretofore collected for the use of said officers, shall hereafter be collected and paid into the general fund of the county.

Section 4. The governing body of Chilton County shall provide each of the above officers with such office personnel, clerks, deputies, and such quarters, books, stationery, furniture, equipment, and other such conveniences and supplies as such governing body may consider necessary for the proper and efficient conduct of their respective offices. Compensation of any personnel so provided shall be fixed by said governing body and shall be paid in equal monthly installments out of the general fund of the county.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are repealed.

Section 7. This Act shall become effective as to each officer named herein upon the first day of the month next following the month in which an amendment to the Constitution of Alabama authorizing the Legislature to so regulate the compensation of such officers has been ratified and proclaimed as prescribed by law.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Doss	Jones (F)	Roberts
Adams	Downing	King	St. John
Agee	Easters	Kinsey	Slate
Barkett	Edwards	Lang	Smith (K)
Bassett	Ellis	Lutz	Smith (P)
Benton	Falkenburg	McBride	Snell
Boutwell	Fite	McCluskey	Stewart
Brassell	Flippo	McDonald	Stokes
Callahan	Gafford	Manley	Straiton
Carnes	Goodwin	May	Taylor
Carter	Grainger	Meeks	Therrell
Cauthen	Gray (F)	Merrill	Turner
Cherner	Grey (D)	Mims	Turnham
Chesnut	Hale	Nettles	Waldrop
Connell	Hardin	Parker (H)	Wallace
Coshatt	Harris	Pruitt	Warren
Cottingham	Hearn	Reed (T)	Weeks
Crawford	Hill	Reid (R)	Wise
Cross	Hobbie	Reynolds	Wood
Dill	Jackson		

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COMMITTEE OF CONFERENCE

On motion of Mr. Headley, a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendments to the bill, H. 2231.

And the Speaker of the House named as the Committee of Conference on the part of the House Messrs. Headley, Stubbs and Owens.

H. 2674 RECONSIDERED

Having voted on the prevailing side, Mr. Bassett moved to reconsider the vote by which the bill, H. 2674, as amended by the Senate amendment, was passed, and the motion was adopted.

On motion of Mr. Bassett, the House non-concurred in the Senate amendment to the bill, H. 2674.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Dill	Kinsey	Robertson
Adams	Doss	Lang	St. John
Agee	Downing	Lutz	Smith (K)
Barkett	Drake	McBride	Smith (P)
Bassett	Edwards	McDonald	Snell
Boutwell	Ellis	Manley	Stewart
Bowers	Falkenburg	May	Stokes
Brassell	Fite	Merrill	Straiton
Callahan	Flippo	Mims	Taylor
Carnes	Goodwin	Nettles	Therrell
Carter	Grainger	O'Daniel	Turner
Casey	Gray (F)	Parker (H)	Turnham
Chesnut	Hale	Perloff	Wallace
Connell	Hardin	Pruitt	Warren
Coshatt	Harris	Reed (T)	Weeks
Cottingham	Hearn	Reid (R)	Williams
Crawford	Hill	Reynolds	Wise
Cross	Jackson	Roberts	Wood

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 912. Relating to counties having populations of not less than 55,000 nor more than 56,500; to create in each of such counties a coliseum authority as a public corporation; for the purpose of providing a coliseum and related structures in such county; to provide for the appointment, term, and qualifications of the members of such authority; to prescribe the powers, duties and functions of said authority, including the power of eminent domain; to provide certain insurance coverage; to authorize the sale and issuance of interest bearing revenue bonds and refunding said bonds; to declare such bonds to be negotiable instruments; to exempt from taxation properties of said authority and the income therefrom, and the bonds and the income therefrom; and to levy a privilege tax on lodgings in each county coming under this act as a means of financing such coliseum and provide for its collection.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Report of the Committee on Conference appointed to reconcile the differences between the two Houses on the House amendment to the Bill:

S. 431. To provide for and prescribe the form of government for all cities having a population of not less than 70,000 nor more than 135,000 inhabitants according to the last federal census or any subsequent regular decennial federal census.

said Conference Report being in words and figures as follows, to-wit:

REPORT OF COMMITTEE ON CONFERENCE
ON SENATE BILL 431

We the committee of conference appointed to reconcile the differences between the two houses concerning the Bill, S. B. 431 have met and considered the matter referred and beg leave to report as follows:

We recommend that the following amendment be adopted by both houses and that the Bill as amended be passed.

Delete Section 2 of Senate Bill 431 in its entirety and substitute therefor the following:

"Section 2. Salary of Commissioners. The salary of the President of the Board of Commissioners shall be \$18,000.00 per annum and the salary of each associate Commissioner shall be \$15,000.00 per annum. At the expiration of the terms of the incumbent Commissioners, holding office on the date of the passage of this Act of any city to which this Act applies, the salary of the President of the Board of Commissioners shall be \$18,000.00 per annum and the salary of each Associate Commissioner shall be \$18,000.00 per annum. The salary of the President of the Board of Commissioners and the salaries of the Associate Commissioners shall be payable in equal monthly installments at the end of each calendar month out of the city treasury."

J. J. PIERCE.
W. T. JONES.
ROBERT H. WILDER.
FRED R. JONES.
SAM W. TAYLOR.

And said Bill, S. B. 431, as amended by the Conference Report, was again read at length and passed.

And said Bill, S. B. 431, together with the Report of the Committee on Conference, is herewith sent to the House for its consideration.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Jones (F), the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 431, said report being set out in the above and foregoing Message from the Senate.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Cross	Harris	Roberts
Adams	Culver	Hearn	Robertson
Agee	Dill	Hill	St. John
Baker	Doss	Jackson	Smith (K)
Bank	Downing	Jones (F)	Smith (P)
Barkett	Drake	King	Snell
Bassett	Easters	Lang	Stewart
Benton	Edwards	Lutz	Stokes
Boutwell	Ellis	McBride	Straiton
Bowers	Erdreich	McDonald	Stubbs
Brassell	Falkenburg	Manley	Taylor
Callahan	Fite	Meeks	Therrell
Carnes	Flipppo	Merrill	Turner
Carter	Gafford	Mims	Turnham
Casey	Gloor	Nettles	Waggoner
Cauthen	Goodwin	O'Daniel	Wallace
Cherner	Grainger	Perloff	Warren
Chesnut	Gray (F)	Pruitt	Weeks
Coshatt	Grey (D)	Reed (T)	Williams
Cottingham	Hale	Reid (R)	Wise
Crawford	Hardin	Reynolds	Wood

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And the bill:

S. 431. To provide for and prescribe the form of government for all cities having a population of not less than 70,000 nor more than 135,000 inhabitants according to the last federal census or any subsequent regular decennial federal census.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Dill	Hill	Roberts
Adams	Doss	Jackson	St. John
Agee	Downing	Jones (F)	Smith (K)
Baker	Drake	King	Smith (P)
Barkett	Easters	Lang	Snell
Bassett	Edwards	Lutz	Stewart
Boutwell	Erdreich	McBride	Stokes
Bowers	Falkenburg	McDonald	Straiton
Brassell	Fite	Manley	Stubbs
Callahan	Flipppo	Mathews	Taylor
Carnes	Gafford	Meeks	Therrell
Carter	Gloor	Merrill	Turner
Casey	Goodwin	Mims	Turnham
Cauthen	Grainger	Nettles	Waggoner
Cherner	Gray (F)	O'Daniel	Wallace
Chesnut	Grey (D)	Owens	Warren
Collins	Hale	Perloff	Weeks
Coshatt	Hardin	Pruitt	Williams
Cottingham	Harris	Reed (T)	Wise
Crawford	Hearn	Reid (R)	Wood
Cross			

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2410. To amend the title and Section 1 of Act No. 432, H. 937, Regular Session 1961 (Acts 1961, p. 469) as last amended, which regulates the office of sheriff; authorizes the sheriff to employ certain personnel; provides for the payment of compensation to the sheriff and the employees of his office; provides for the deposit of all collections by that office; establishes certain exemptions for the sheriff; and designates certain duties to be performed by the sheriff's office in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Taylor, the House non-concurred in the Senate substitute to the bill, H. 2410, said Senate substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

To amend the Title, Section 1, Section 2, Section 3, Section 4, Section 5, Section 6, Section 7, and Section 8, of Act No. 432, H. 937, Regular Session 1961 (Acts 1961, p. 469) as last amended, which regulates the office of sheriff; authorizes the sheriff to employ certain personnel; provides for the payment of compensation to the sheriff and the employees of his office; provides for the deposit of all collections by that office; establishes certain exemptions for the sheriff; and designates certain duties to be performed by the sheriff's office in certain counties classified on a population basis of more than 150,000 and less than 180,000.

Be It Enacted by the Legislature of Alabama:

Section 1. The title of Act No. 432, H. 937, Regular Session 1961 (Acts 1961, p. 469) as last amended, is further amended to read as follows:

"An Act to regulate the office of sheriff in counties of more than 150,000 population and less than 180,000 population, according to the last federal census or any subsequent federal census; to fix the compensation of the sheriff of said counties and to provide for help and assistants and other expense necessary to the conduct of the office of sheriff; to provide for necessary quarters, books, stationery and other necessities necessary to the operation of said office; to provide that the sheriff shall pay into the county treasury all costs, charges of the courts, fees and commissions authorized by law to be collected by the sheriff; to provide that the Board of Revenue, or court of like jurisdiction, shall audit the accounts of said sheriff for the purpose of requiring a strict compliance with the provisions of this Act; to exempt the sheriff of such counties from court costs; to exempt the sheriff from liability for acts of the deputies except in certain cases; to require deputy sheriffs to execute official bonds conditioned, payable and approved as the bonds of sheriffs, and to provide for the bond for the sheriff and to provide for the payment of sheriff's and deputies' bonds out of the county treasury; authoriz-

ing the sheriff to appoint an attorney to advise or represent him, and to fix the compensation of said attorney to be paid out of the general fund of the county by the Board of Revenue or like governing body; and providing when and where this Act shall become effective."

Section 2. Section 1 of said Act No. 432, H. 937, as last amended, is further amended to read as follows:

"Section 1. The sheriff in every county of more than 150,000 population and less than 180,000 population, according to the last federal census or any subsequent federal census, in which this Act applies shall be paid an annual salary of twelve thousand dollars net in lieu of all other compensation, fees, and emoluments, except as otherwise provided in this Act. The sheriff shall be allowed such number of deputies, clerks, wardens, jailers, and other assistants as may be determined by the sheriff with the approval of the court of county commissioners, board of revenue, or other like governing body of the county. In counties having merit or civil service systems, the selection and appointment of such deputies, clerks, wardens, jailers, or other assistants shall be made by the sheriff from the merit system roster; provided, the chief deputy sheriff shall be appointed by the sheriff independently of said roster and serve at the pleasure of the sheriff. In counties that do not have merit or civil service systems, the appointment of deputies and other assistants shall be made by the sheriff of the county as he sees fit. The compensation of such deputies, clerks, wardens, jailers and other assistants shall be fixed by the merit system of the county, if any, according to the scale of wages as fixed by the merit board; but in counties that do not have merit systems, their compensation shall be fixed by the governing body of the county.

In addition to the compensation for the sheriff as hereinabove fixed, in counties under this Act having a court of common pleas, or courts of like jurisdiction, the sheriff shall be allowed the further sum of five hundred dollars per month for his ex officio services and for his attendance upon the sessions of the court of common pleas, or courts of like jurisdiction in the county. The sheriff shall also be allowed the necessary expenses, not to exceed one hundred fifty dollars per month, incurred in apprehending criminals or other law violators and returning prisoners from other states, to be approved by the board of revenue or other like governing body of the county.

All payments provided for in this section shall be paid monthly out of the general fund of the county."

Section 3. Section 2 of said Act No. 432, H. 937, as last amended, is further amended to read as follows:

"Section 2. The Board of Revenue, or court of like jurisdiction in such counties under this Act, are authorized, empowered and required to provide the sheriff with necessary quarters, books, stationery and other necessities and conveniences necessary to the operation of said office, and are hereby authorized, empowered and required to pay for the same out of the general funds of said county treasury."

Section 4. Section 3 of said Act No. 432, H. 937, as last amended, is further amended to read as follows:

"Section 3. The sheriff in every county of more than 150,000 population and less than 180,000 population, according to the last federal census or any subsequent federal census in which this Act applies shall pay into the

county treasury of said counties, all costs, charges of the courts, fees and commissions now or that may be hereafter authorized by law to be collected by said sheriff. The Board of Revenue, or court of like jurisdiction of said counties, shall have the power and authority and it shall be their duty to audit the accounts of said sheriff for the purpose of requiring a strict compliance with the provisions of this Act."

Section 5. Section 4 of said Act No. 432, H. 937, as last amended, is further amended to read as follows:

"Section 4. The sheriff in every county of more than 150,000 population and less than 180,000 population, according to the last federal census or any subsequent federal census in which this Act applies shall not be taxed with or liable for costs, fees or charges of courts when such sheriff in his official capacity, or for acts done under color of his office, is made a party defendant to any action at law or in chancery; provided, however, that such sheriff shall be liable for the witness fees of witnesses summoned in his behalf when such sheriff is cast in the suit."

Section 6. Section 5 of said Act No. 432, H. 937, as last amended, is further amended to read as follows:

"Section 5. The sheriff in every county of more than 150,000 population and less than 180,000 population, according to the last federal census or any subsequent federal census in which this Act applies shall enter into bond in the penal sum of \$10,000 which bond shall be recorded, held and governed in all respects by all laws of this State relating to official bonds insofar as said laws are applicable, and all deputy sheriffs and wardens shall enter into bond in the penal sum of \$2,000 payable, conditioned and approved as is the bond of the sheriff, and such bond shall be recorded, held and governed in all respects by the laws of this State relating to official bonds insofar as said laws are applicable."

Section 7. Section 6 of said Act No. 432, H. 937, as last amended, is further amended to read as follows:

"Section 6. The sheriff in every county of more than 150,000 population and less than 180,000 population, according to the last federal census or any subsequent federal census in which this Act applies shall not be liable for the acts of his deputies unless he participates in such acts or the same are done in compliance with his orders or with his knowledge and consent; provided, however, that the sheriff and the sureties on his bond shall be liable for the misappropriation of money collected by any deputy sheriff under color of his office or in the course of his employments."

Section 8. Section 7 of said Act No. 432, H. 937, as last amended, is further amended to read as follows:

"Section 7. In the event the bond of the sheriff or any deputy in such county shall be executed by a guaranty, surety or bonding company, as surety, the amount of the annual premium to be paid to such company in consideration of such surety shall be paid by such county out of the county treasury as other obligations of such county are paid."

Section 9. Section 8 of said Act No. 432, H. 937, as last amended, is further amended to read as follows:

"Section 8. The sheriff in every county of more than 150,000 population and less than 180,000 population, according to the last federal census or

any subsequent federal census in which this Act applies is authorized to employ an attorney to advise or represent him in his official capacity, and the compensation of said attorney shall be fixed at the sum of \$2,400.00 per annum and shall be paid in monthly installments by the county out of the general fund of said county."

Section 10. All laws, or parts of laws, in conflict herewith are hereby repealed.

Section 11. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Culver	Jones (E)	Reynolds
Adams	Dill	Jones (F)	Robertson
Adwell	Doss	King	St. John
Bank	Downing	Kinsey	Smith (K)
Barkett	Drake	Lang	Smith (P)
Benton	Easters	Lutz	Snell
Boles	Edwards	McBride	Stokes
Boutwell	Erdreich	McDonald	Straiton
Brassell	Falkenburg	Manley	Stubbs
Callahan	Flippo	Mathews	Taylor
Carnes	Gafford	May	Therrell
Carter	Goodwin	Meeks	Turner
Casey	Grainger	Merrill	Turnham
Cauthen	Gray (F)	Mims	Waggoner
Cherner	Gray (D)	Nettles	Warren
Connell	Hale	Owens	Weeks
Coshatt	Hardin	Parker (H)	Williams
Cottingham	Headley	Pruitt	Wise
Crawford	Hearn	Reed (T)	Wood
Cross	Hill	Reid (R)	

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COMMITTEE OF CONFERENCE

On motion of Mr. Taylor a Committee of Conference was requested on the disagreement of the two Houses on the Senate substitute to the bill, H. 2410.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Harris, Taylor and Jones (F).

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1874. Relating to counties having populations of not less than 55,000 nor more than 56,500; to create in each of such counties a coliseum authority as a public corporation; for the purpose of providing a coliseum and related structures in such county; to provide for the appointment, term, and qualifications of the members of such authority; to prescribe the powers, duties and functions of said authority, including the power of eminent domain; to provide certain insurance coverage; to authorize the sale and issu-

ance of interest bearing revenue bonds and refunding said bonds; to declare such bonds to be negotiable instruments; to exempt from taxation properties of said authority and the income therefrom, and the bonds and the income therefrom; and to levy a privilege tax on lodgings in each county coming under this act as a means of financing such coliseum and provide for its collection.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Crowe, the House concurred in and adopted the Senate amendment to the bill H. 1874, said Senate amendment being as follows:

Amend House Bill 1874 by deleting Section 3 of said bill in its entirety and inserting in lieu thereof the following:

"Section 3. Each authority shall consist of fifteen members appointed by the Governor, on recommendation of the legislators representing the county in which the coliseum will be located. All members shall be residents of such county. Seven of the initial appointees shall be appointed for two year terms and eight such appointees shall be appointed for four year terms. At the expiration of the terms of the initial members, all members shall be appointed for four year terms."

Further amend House Bill 1874 in Section 5 of said bill by deleting the word "five" in line 3 of said section and inserting in lieu thereof the word "seven."

Further amend House Bill 1874 in Section 6 of said bill by deleting the word "five" where same appears therein and insert in lieu thereof the word "seven."

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Culver	Hill	Slate
Adams	Dill	Jackson	Smith (K)
Bank	Doss	Jones (E)	Smith (P)
Barkett	Downing	King	Snell
Benton	Drake	Lutz	Stokes
Boles	Easters	McBride	Straiton
Boutwell	Edwards	McDonald	Stubbs
Brassell	Erdreich	Manley	Taylor
Callahan	Falkenburg	Mathews	Therrell
Carnes	Fite	Meeks	Turner
Carter	Flippo	Merrill	Turnham
Cauthen	Gafford	Mims	Waggoner
Cherner	Gloor	Nettles	Wallace
Chesnut	Goodwin	Owens	Warren
Collins	Grainger	Parker (H)	Weeks
Connell	Gray (F)	Pruitt	Williams
Coshatt	Grey (D)	Reed (T)	Wise
Cottingham	Hale	Reid (R)	Wood
Cross	Hardin	Reynolds	Wynot
Crowe	Harris	St. John	

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 262. To provide a Uniform Standards Code for the construction of Mobile Homes to be sold within this State; prescribing certain licenses and the fees therefor; providing for the administration and enforcement of the provisions of this Act; prescribing penalties for the violation of the provisions thereof.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On the motion of Mr. Jones (F), the House concurred in and adopted the Senate amendment to the bill, H. 262, said Senate amendment being as follows:

Amend Section 2. B of House Bill 262 by striking the words "American Standards Association (ASA), now reconstituted as the United States of America Standards Institute (USASI)" wherever it appears therein and inserting in lieu thereof the words "American National Standards Institute (ANSI)".

Further amend House Bill 262 as follows:

Amend Section 3. A of House Bill 262 by striking the words "Book A-119.1-1969 and NFPA #501-B—1968, both published by the National Fire Protection Association" wherever it appears therein and inserting in lieu thereof the words "ANSI A-119.1—1971 and NFPA No. 501-B—1967 entitled Standards For Mobile Homes".

Yeas 65; Nays 0.

Yeas:

Mr. Speaker	Cross	Grey (D)	Reid (R)
Adams	Culver	Hale	Roberts
Baker	Dill	Harris	St. John
Barkett	Doss	Jones (E)	Smith (K)
Boles	Downing	Jones (F)	Snell
Boutwell	Drake	King	Stokes
Brassell	Easters	Lutz	Stubbs
Callahan	Edwards	McBride	Taylor
Carnes	Ellis	McDonald	Therrell
Carter	Erdreich	Mathews	Turnham
Cauthen	Falkenburg	Merrill	Waggoner
Cherner	Fite	Mims	Wallace
Chesnut	Gafford	Nettles	Weeks
Connell	Gloor	Owens	Williams
Coshatt	Grainger	Parker (H)	Wood
Cottingham	Gray (F)	Reed (T)	Wynot
Crawford			

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 179. Relative to adjournment of the two houses.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 186. Naming H. B. 198 the "Timmons and Lybrand Insurance Act."

Also:

H. J. R. 161. Commending the Alabama Charioteers of Pike County for representing their home state in the National Drum and Bugle Corps competition in Houston, Texas.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 190. Naming the Health Building at Snead Junior College for Lurleen Wallace.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 155. Honoring Bruce V. Hain.

Also:

H. J. R. 156. Honoring John Blanton for outstanding service to his country and his state.

Also:

H. J. R. 162. Honoring the City of Jasper.

Also:

H. J. R. 164. Commending Mr. L. C. McMillan.

Also:

H. J. R. 166. Commending and congratulating Honorable Marvin Dodson.

Also:

H. J. R. 167. Honoring Dr. Zelia Stephens and naming a building after her on the Alabama State University Campus.

Also:

H. J. R. 168. Honoring William H. Benson and naming a building at Alabama State University after him.

Also:

H. J. R. 175. To name Highway 101 in Lauderdale County the Don L. Michael Memorial Highway.

Also:

H. J. R. 180. Commending Representatives Phil Smith and Murray P. McCluskey for their hospitality shown to the members of the Legislature on Sunday, August 22, 1971, at the Talladega 500 Stock Car Race.

Also:

H. J. R. 185. Naming the new complex at Shelton State Technical Institute the Harold I. James Mechanical Technology Building.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2006. Relating to Lauderdale County; regulating and prescribing the qualifications of persons engaged in the bail bond business in such counties, repealing conflicting laws.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Flippo, the House concurred in and adopted the Senate substitute to the bill, H. 2006, said Senate substitute being as follows:

A BILL TO BE ENTITLED AN ACT

Relating to Lauderdale County, regulating and prescribing the qualifications of persons engaged in the bail bond business and in the business of pro-

viding surety bonds under Act No. 704, Section 24, H. 475 (Acts of Alabama 1951, p. 1239), and further provides for satisfaction of any final judgment on such bail bond or surety bond issued by such persons herein described.

Be It Enacted by the Legislature of Alabama:

Section 1. In Lauderdale County a person engaged in the business of making any bail bonds and such surety bonds as are required pursuant to Act No. 704, Sec. 24, H. 475 (Acts of Alabama, 1951, p. 1239) and charging therefor, except corporations qualified to do a bonding business in this state, may qualify as bail or surety and make a bail bond or surety bond not exceeding \$10,000 in amount, provided he is a resident of the county and a householder and freeholder therein, has paid all privilege licenses due by him for the current year, and deposits in escrow with the probate judge of the county in cash, government bonds or other negotiable instruments, acceptable to the judge of probate, a minimum of \$7,000, seven thousand dollars, or such other amount as will cover the total amount of bail bond or surety bond on which he is or intends to become bail or surety in such county. It is specifically provided, however, that no one bond on which he is surety or bail shall ever exceed the cash value of his deposit in escrow with the judge of probate.

Section 2. A deposit in escrow made by a bail may be invaded and the sums therein used to satisfy any final judgment rendered upon the forfeiture of an undertaking of bail, provided, however, that the deposit of one person authorized to make bail pursuant to this Act shall not be subjected to satisfaction of any judgments rendered against any other such person. If the deposit in escrow of any person authorized to make bail pursuant to this Act is by any such judgment thereby reduced to an amount less than that required by this Act, such person shall be suspended from making bail bonds until his deposit in escrow is restored to the required amount.

Section 3. A deposit in escrow made by a surety company under the provisions of Act No. 704, Sec. 24(a), H. 475 (Acts 1951, p. 1239), may be invaded and used to satisfy any judgment obtained pursuant to Sec. 24(b) of the above Act against such surety company in favor of a judgment creditor, provided, however, that the deposit of one surety company shall not be used to satisfy any judgment rendered against any other surety company. If the deposit in escrow of such surety company is by any such judgment reduced to an amount less than required by this Act, said company shall be suspended from making any sureties authorized by Section 1 of this Act until his deposit in escrow is restored to the required amount.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. This Act shall become effective September 1, 1971.

Yeas 65; Nays 0.

Yeas:

Mr. Speaker	Bassett	Callahan	Cherner
Adams	Benton	Carnes	Collins
Agee	Boutwell	Carter	Connell
Barkett	Brassell	Cauthen	Cottingham

Crawford	Goodwin	Mathews	Smith (K)
Cross	Grey (D)	Meeks	Smith (P)
Crowe	Hale	Merrill	Snell
Culver	Hardin	Mims	Stokes
Dill	Harris	Nettles	Taylor
Doss	Hill	O'Daniel	Therrell
Downing	Jackson	Owens	Turner
Easters	Jones (E)	Parker (H)	Warren
Edwards	Jones (F)	Perloff	Weeks
Falkenburg	King	Reynolds	Williams
Fite	Lutz	St. John	Wise
Flippo	McDonald	Slate	Wynot
Gafford			

—65

And the bill, H. 2006:

Relating to Lauderdale County, regulating and prescribing the qualifications of persons engaged in the bail bond business and in the business of providing surety bonds under Act No. 704, Section 24, H. 475 (Acts of Alabama 1951, p. 1239), and further provides for satisfaction of any final judgment on such bail bond or surety bond issued by such persons herein described.

As amended by the Senate substitute, was again read at length and passed.

Yeas 62; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Jackson	Reynolds
Adams	Crawford	King	St. John
Agee	Cross	Lang	Slate
Barkett	Crowe	Lutz	Smith (K)
Bassett	Dill	McCluskey	Smith (P)
Benton	Downing	McDonald	Snell
Brassell	Easters	Meeks	Stokes
Callahan	Edwards	Merrill	Taylor
Carnes	Fite	Mims	Therrell
Carter	Flippo	Nettles	Turner
Casey	Gafford	O'Daniel	Turnham
Cauthen	Goodwin	Owens	Warren
Cherner	Grainger	Parker (H)	Weeks
Collins	Grey (D)	Perloff	Williams
Connell	Hale	Reed (T)	Wynot
Coshatt	Hill		

—62

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2375. To prohibit cities, or any agencies thereof, having populations of not less than 33,500 nor more than 36,500 from collecting outside the corporate limits of said cities any permit fees, inspection fees or other fees with respect to the enforcement of any building code provision; to provide that building code provisions may be enforced within the police jurisdiction of said cities, but to limit the collection of all fees and charges therefor to the area within the corporate limits of the cities.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Flippo, the House concurred in and adopted the Senate substitute to the bill, H. 2375, said Senate substitute being as follows:

**A BILL
TO BE ENTITLED
AN ACT**

To prohibit cities, or any agencies thereof, having populations of not less than 33,500 nor more than 36,500 from collecting outside the corporate limits of said cities any permit fees, inspection fees or other fees with respect to the enforcement of any building code provision relative to residential buildings or structures; to provide that building code provisions may be enforced within the police jurisdiction of said cities, but to limit the collection of all fees and charges for inspection or enforcement relative to residential buildings or structures to the area within the corporate limits of the cities.

Be It Enacted by the Legislature of Alabama:

Section 1. Neither the cities, nor any agency thereof, having populations of not less than 33,500 nor more than 36,500 according to the most recent federal decennial census shall charge or collect outside the corporate limits of said cities, any permit fees, inspection fees or any other fees with respect to the enforcement of provisions of any building code heretofore or hereafter adopted by said cities for the construction, repair or maintenance of any residential building or structure.

Section 2. Nothing in this Act shall be deemed to limit the enforcement of building code provisions within the police jurisdiction of the cities, but no fees or charges or any kind whatsoever shall be collected for the enforcement thereof relative to residential buildings or structures in any area which lies outside the corporate limits of said cities. Such fees and charges may be collected within the corporate limits of the cities.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are repealed.

Section 5. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Cautnen	Doss	Harris
Adams	Cherner	Downing	Hill
Agee	Chesnut	Easters	Jackson
Barkett	Collins	Edwards	Jones (E)
Bassett	Connell	Erdreich	King
Boles	Coshatt	Falkenburg	Lang
Boutwell	Cottingham	Flippo	Lutz
Brassell	Crawford	Gafford	Mathews
Callahan	Cross	Goodwin	Meeks
Carnes	Crowe	Grainger	Merrill
Carter	Culver	Grey (D)	Mims
Casey	Dill	Hale	Nettles

O'Daniel	Roberts	Stokes	Warren
Owens	Slate	Taylor	Weeks
Parker (H)	Smith (K)	Therrell	Williams
Perloff	Snell	Turner	Wood
Reynolds	Stewart	Waldrop	Wynot

—68

And the bill, H. 2375:

To prohibit cities, or any agencies thereof, having populations of not less than 33,500 nor more than 36,500 from collecting outside the corporate limits of said cities any permit fees, inspection fees or other fees with respect to the enforcement of any building code provision relative to residential buildings or structures; to provide that building code provisions may be enforced within the police jurisdiction of said cities, but to limit the collection of all fees and charges for inspection or enforcement relative to residential buildings or structures to the area within the corporate limits of the cities.

As amended by the Senate substitute, was again read at length and passed.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hardin	Reynolds
Adams	Crawford	Harris	Roberts
Bank	Cross	Hill	St. John
Barkett	Crowe	Jackson	Slate
Bassett	Culver	Jones (E)	Smith (K)
Boles	Dill	King	Snell
Boutwell	Doss	Lutz	Stewart
Brassell	Downing	McBride	Stokes
Callahan	Easters	McDonald	Straiton
Carnes	Edwards	Mathews	Taylor
Carter	Erdreich	Meeks	Therrell
Casey	Falkenburg	Merrill	Turner
Cauthen	Flippo	Mims	Turnham
Cherner	Gafford	Nettles	Waldrop
Chesnut	Goodwin	O'Daniel	Weeks
Collins	Grainger	Owens	Williams
Connell	Grey (D)	Parker (H)	Wood
Coshatt	Hale	Perloff	Wynot

—72

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 199. Memorializing the President of the United States to have the United States Post Office issue a commemorative stamp honoring the United Spanish War Veterans.

Also:

H. J. R. 203. Naming a road in Lake Guntersville State Park the "Aubrey J. Carr Scenic Drive."

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 29. Relating to Water Safety; changing the name of the Division of Water Safety of the Department of Conservation to "Division of Marine Police"; granting additional powers to the law enforcement personnel of said Division.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1151. To better provide for the public health by providing that an assistant to a physician, and any trainee in training to become an assistant to a physician, can perform medical services when certain conditions are met; by providing for the approval and regulation of assistants to physicians; by providing for the approval and regulation of physicians to utilize assistants to physicians; by providing for the approval and regulation of programs for training assistants to physicians; enlarging the powers of the Board of Medical Examiners so that they may promulgate rules and regulations for regulating assistants to physicians and the physicians who utilize them; prescribing penalties for violations of the provisions of this Act; authorizing the State Board of Medical Examiners to make any further provisions for carrying out the intent and purposes of this Act, and, for carrying out any other rules and regulations promulgated by the Board of Medical Examiners; providing for injunctive proceedings; restricting liability and responsibility for the acts or omissions of assistants to physicians to the licensed physician or physicians responsible for the control and direction of the activities of such assistants, and providing that no other person, firm, corporation or organization shall be liable or responsible for such activities; and to repeal all laws or part of law to the extent that they conflict with any of the provisions of this Act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Carter, the House concurred in and adopted the Senate amendment to the bill, H. 1151, said Senate amendment being as follows:

In Section 3 strike out subsection (c) as amended, in its entirety and insert in lieu thereof the following:

(c) In the performance of any medical service contemplated by this Act, an assistant to a physician shall be conclusively presumed to be the agent, servant or employee solely of the licensed physician or physicians under whose supervision he performs such service; and no other person, firm, corporation or other organization shall be held liable or responsible for any act or omission of such assistant arising out of the performance of such medical service.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Grey (D)	Owens
Adams	Crawford	Hale	Parker (H)
Agee	Cross	Hardin	Perloff
Baker	Culver	Harris	Reynolds
Bank	Dill	Hill	St. John
Barkett	Doss	Jackson	Smith (K)
Bassett	Downing	Jones (E)	Snell
Benton	Drake	King	Stokes
Boutwell	Easters	Kinsey	Taylor
Brassell	Edwards	Lutz	Therrell
Callahan	Erdreich	McCluskey	Turnham
Carnes	Falkenburg	McDonald	Waldrop
Carter	Fite	Mathews	Wallace
Cauthen	Flipppo	May	Warren
Cherner	Gafford	Meeks	Weeks
Chesnut	Gloor	Merrill	Wise
Collins	Goodwin	Mims	Wood
Connell	Grainger	Nettles	Wynot

—72

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 758. To provide that any bank situated in Blount County or having a branch or authorized place of business in Blount County may, with the approval of the Superintendent of Banks, establish, maintain and operate one or more branch banks, offices or places of business in said County.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Reid (R), the House concurred in and adopted the Senate substitute to the bill, H. 758, said Senate substitute being as follows:

A BILL TO BE ENTITLED AN ACT

To provide that any bank situated in Blount County or having a branch or authorized place of business in Blount County may, with the approval of the Superintendent of Banks, establish, maintain and operate a branch bank in the town of Snead, Alabama, a municipality in said Blount County.

Be It Enacted by the Legislature of Alabama:

Section 1. Any bank situated in Blount County, Alabama, or having a branch or authorized office or place of business in said County may, with the approval of the Superintendent of Banks, establish, maintain and operate a branch bank in the town of Snead, Alabama, a municipality in said Blount County.

Section 2. This Act shall take effect immediately upon its approval by the Governor or its otherwise becoming a law.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hardin	Reid (R)
Adams	Cross	Harris	Reynolds
Agee	Culver	Hill	Robertson
Bank	Dill	Jackson	St. John
Barkett	Downing	Jones (E)	Smith (K)
Bassett	Drake	King	Snell
Benton	Easters	Lang	Stokes
Boutwell	Edwards	Lutz	Therrell
Brassell	Erdreich	McCluskey	Turnham
Burgess	Falkenburg	McDonald	Waldrop
Callahan	Fite	Mathews	Wallace
Carnes	Flippo	May	Warren
Carter	Gafford	Merrill	Weeks
Cauthen	Goodwin	Mims	Williams
Cherner	Grainger	Nettles	Wise
Chesnut	Grey (D)	Parker (T)	Wood
Connell	Hale	Perloff	Wynot
Cottingham			

—69

And the bill, H. 758:

To provide that any bank situated in Blount County or having a branch or authorized place of business in Blount County may, with the approval of the Superintendent of Banks, establish, maintain and operate a branch bank in the town of Snead, Alabama, a municipality in said Blount County.

As amended by the Senate amendment, was again read at length and passed.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hardin	Reid (R)
Adams	Cross	Harris	Reynolds
Agee	Culver	Hill	Robertson
Bank	Dill	Jackson	St. John
Barkett	Downing	Jones (E)	Smith (K)
Bassett	Drake	King	Snell
Benton	Easters	Lang	Stokes
Boutwell	Edwards	Lutz	Therrell
Brassell	Erdreich	McCluskey	Turnham
Burgess	Falkenburg	McDonald	Waldrop
Callahan	Fite	Mathews	Wallace
Carnes	Flippo	May	Warren
Carter	Gafford	Merrill	Weeks
Cauthen	Goodwin	Mims	Williams
Cherner	Grainger	Nettles	Wise
Chesnut	Grey (D)	Parker (T)	Wood
Connell	Hale	Perloff	Wynot
Cottingham			

—69

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2286. Relating to Hale County; to regulate the compensation of members of the county board of registrars, board of equalization, and jury commission; providing for payment of additional compensation from the county treasury.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Owens, the House concurred in and adopted the Senate substitute to the bill, H. 2286, said Senate substitute being as follows:

A BILL TO BE ENTITLED AN ACT

Relating to Hale County; to regulate the compensation of members of the county board of registrars, board of equalization, and jury commission; providing for payment of additional compensation.

Be It Enacted by the Legislature of Alabama:

Section 1. In Hale County, each member of the county board of registrars, board of equalization, and jury commission shall receive fifteen dollars (\$15) per day for each day's attendance upon the session of such board or commission. As to members of the board of registrars, of this, ten dollars (\$10) per day shall be paid by the state as prescribed by Act No. 531, S. 101, Regular Session 1947 (General Acts 1947, p. 388), as amended, and the remaining five dollars (\$5) shall be paid from the general funds of the county, and as to members of the board of equalization and the jury commission such salary shall be paid as prescribed by law.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective September 1, 1971.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hale	Perloff
Adams	Crawford	Hardin	Reid (R)
Agee	Cross	Harris	Reynolds
Bank	Culver	Hill	St. John
Barkett	Dill	Jackson	Smith (K)
Bassett	Doss	Jones (E)	Snell
Benton	Downing	King	Stokes
Boutwell	Drake	Lang	Therrell
Brassell	Easters	Lutz	Turnham
Callahan	Edwards	McCluskey	Waldrop
Carnes	Erdreich	McDonald	Wallace
Carter	Falkenburg	Mathews	Warren
Cauthen	Flippo	Meeks	Weeks
Cherner	Gafford	Merrill	Williams
Chesnut	Goodwin	Mims	Wise
Collins	Grainger	Nettles	Wood
Connell	Grey (D)	Parker (H)	

And the bill, H. 2286:

Relating to Hale County; to regulate the compensation of members of the county board of registrars, board of equalization, and jury commission; providing for payment of additional compensation.

As amended by the Senate substitute, was again read at length and passed.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hale	Perloff
Adams	Crawford	Hardin	Reid (R)
Agee	Cross	Harris	Reynolds
Bank	Culver	Hill	St. John
Barkett	Dill	Jackson	Smith (K)
Bassett	Doss	Jones (E)	Snell
Benton	Downing	King	Stokes
Boutwell	Drake	Lang	Therrell
Brassell	Easters	Lutz	Turnham
Callahan	Edwards	McCluskey	Waldrop
Carnes	Erdreich	McDonald	Wallace
Carter	Falkenburg	Mathews	Warren
Cauthen	Flipppo	Meeks	Weeks
Cherner	Gafford	Merrill	Williams
Chesnut	Goodwin	Mims	Wise
Collins	Grainger	Nettles	Wood
Connell	Grey (D)	Parker (H)	

—67

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has non-concurred in the House amendment to the Bill:

S. 681. To fix the salaries to be paid the members of the County Commission of Montgomery County, Alabama, and to regulate the payment of same, to provide for the clerical help and other assistance to said officers and the manner of fixing their compensation and paying the same and to provide rules and regulations of the conduct of said officers. and requests a Committee on Conference.

And the President and Presiding Officer of the Senate has appointed as Committee on Part of the Senate Messrs. Jones, Pierce and Wilder.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Jones (F), the House acceded to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 681.

And the Speaker named as a Committee of Conference on the part of the House Messrs. Harris, Jones (f) and Taylor.

NOTICE IN WRITING

Mr. Grainger filed the following Notice in Writing:

Notice is hereby given that on the next Legislative day, a motion will be made to add the following new House Rules:

RULES RELATING TO LOBBYING

Rule 62. Those required to register. All persons, except members of the Alabama Legislature, who seek to encourage the passage, defeat or modification of any legislation in the House or before its committees shall, before engaging in such activity, register with the Clerk of the House. Every registrant, in accordance herewith, shall also be required to state the extent of any direct business association or partnership with any current member of the Legislature. This rule includes all persons representing any segment of Municipal, County, State or Federal Government, or Municipal, County, State, or Federal Government employees, and employees of newspapers, magazines, or journals, that are compensated by any person, firm, corporations, or association other than the news media by which they are employed.

Rule 63. Method of Registration. At each Regular or Special Session of the Legislature prior to engaging in the activities described in Rule 62 above, every such person shall register on forms prepared by the Clerk and shall state under oath his name and business address, the name and business address of his principal or principals, the general and specific areas of his legislative interests, and the duration of his agency.

The Clerk shall publish in the Journal of each Regular and Special Session, in tabulation form, a list of those filing the registration statements under this Rule together with the information contained therein.

No registered lobbyist shall be permitted upon the floor of the House while it is in session.

Rule 64. Registration exception. Any person who, on an isolated basis and without intent to continue beyond a single day during a session of the Alabama Legislature, merely appears before a committee or committees of the House in his individual capacity, or on behalf of a corporation, partnership or other business entity, with which such person is regularly associated as an employee, officer or partner without receiving additional salary or compensation, other than reasonable and ordinary travel expense, to express support of or opposition to any legislation, and who shall so declare to the Representatives of committees with whom he discussed any proposed legislation, shall not be required to register as a lobbyist.

Rule 65. Obligations of Lobbyist. A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

A lobbyist, by personal example and admonition to colleagues, shall uphold the honor of the legislative process by the integrity of his relationship with legislators.

A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

Rule 66. Rules Committee Advisory Opinions. A lobbyist when in doubt about the applicability and interpretation of this Rule in a particular context may submit in writing a statement of the facts involved to the Committee on Rules and may appear in person before said Committee.

The Committee on Rules may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case would constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal of the House.

Rule 67. Compilation of Opinions; List of Lobbyists. The Clerk of the House shall keep a compilation of all advisory opinions of the Committee on Rules as well as a current list of registered lobbyists, which shall be open to public inspection.

Rule 68. Penalties for Violations. Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the requirements of these Rules shall be censured, reprimanded, placed on probation or prohibited from lobbying for the duration of the session and from appearing before any committee of the House. Said determination shall be made by a majority of the House, upon recommendation of the Committee on Rules. The Committee on Rules, before making said recommendation, shall conduct a hearing, after notifying the person alleged to have violated this Rule and granting such person an opportunity to appear at the hearing.

Rule 69. Clerk to Provide Forms. The Clerk shall provide blank affidavits for the convenience of registrants but the burden of compliance nevertheless always shall be upon the person required to register.

Rule 70. Committees to be Diligent. Committees shall be diligent to ascertain whether those who appear before them in other than an obviously individual capacity have conformed with the requirements of this Rule, and to report violations. No committeeman knowingly shall permit an unregistered lobbyist to be heard.

REFERRED TO RULES

The Speaker referred the Notice in Writing to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

I have been directed by the Senate to request the House to return to the Senate for further consideration the Bill:

H. 1718. To amend the title and Section 1 of Act No. 1182, H. 1320, Regular Session 1969 (Acts 1969, p. 2211), which provides for the qualifications of the superintendent of education in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

I have been directed by the Senate to request that the House return to the Senate for further consideration the Bill:

H. 1726. To repeal Act No. 665, H. 744, approved August 29, 1969, Regular Session 1969 (Acts 1969, p. 1186), entitled, "An Act Relating to counties having populations of not less than 22,500 nor more than 24,550; to provide for the qualifications of the superintendent of education in any such county."

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the House Bill:

H. 1895. Relating to membership of municipal and volunteer firefighters and police officers in Etowah County, Alabama, in organizations asserting the right to strike; prohibiting participation by firefighters and police officers in any strike against any municipality in Etowah County, Alabama, and prohibiting their membership in any organization that asserts the right to strike against a municipality in Etowah County, Alabama; relating to their right to collective bargaining; and to provide for an arbitration procedure in the event the parties cannot reach an agreement.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. Malone, Harris and McLain.

McDOWELL LEE,
Secretary.

SPECIAL ORDER RESUMED

RULE SUSPENDED

On motion of Mr. Hobbie, Rule 4 (4), was suspended to allow passage of the bill, H. 326, being other than a local or general bill of local application.

And the bill:

H. 326. To amend Section 2 of Act No. 833, S. 128, Regular Session 1965 (Acts 1965, p. 1564), which act creates the State Employees' Insurance Board; so as to change the composition of the board's membership.

Was taken up.

And the bill, H. 326, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 65; Nays 0.

Yeas:

Mr. Speaker	Bassett	Cauthen	Culver
Adams	Boutwell	Cherner	Dill
Agee	Brassell	Chesnut	Doss
Baker	Carnes	Collins	Downing
Bank	Carter	Cottingham	Easters
Barkett	Casey	Cross	Edwards

Ellis	Jones (E)	Meeks	Reynolds
Falkenburg	Jones (F)	Merrill	Slate
Fite	Lang	Mims	Smith (K)
Flippo	Lutz	Nettles	Therrell
Gloor	McBride	Owens	Turner
Goodwin	McCluskey	Parker (H)	Wallace
Gray (F)	McCorquodale	Perloff	Warren
Grey (D)	Manley	Pruitt	Weeks
Hill	Mathews	Reed (T)	Wood
Hobbie	May	Reid (R)	Wynot
Jackson			

RESOLUTION

The following resolution was introduced:

By Mrs. Wynot:

H. J. R. 206. TO DESIGNATE OCTOBER 24-30 AS AMERICAN EDUCATION WEEK IN ALABAMA

WHEREAS, The schools represent the best efforts of the community, the state, and the nation to improve the quality of life for each individual and for all mankind, and

WHEREAS, Each citizen, in order to contribute to such efforts, must have an opportunity to learn about and understand the progress, problems, and potential of the schools; and

WHEREAS, The public schools constantly strive to bridge the gaps that threaten the unity and strength of the nation, by promoting—

Understanding of the diverse ideas that lend vigor to our democratic society;

Realization for each person of his unique worth and capabilities;

Opportunities for the development of each student's talents and character to enable him to determine his goals and to find fulfillment in reaching them;

The preservation, as a paramount priority, of an environment that enriches the life of every human being and that supports the individual in his quest for satisfaction in worthy endeavors,

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That October 24-30, 1971, be designated as American Education Week in Alabama and do urge all citizens to reaffirm their commitment to examine our schools and assist them in bridging the gap between what is and what can be in the process of providing the best possible education for all.

RESOLVED FURTHER, That copies of this resolution be sent to the State Board of Education with directions to disseminate them to each school system and institution of higher learning in the State.

On motion of Mrs. Wynot, the rules were suspended and the resolution was adopted.

**SPECIAL ORDER RESUMED
RULE NOT SUSPENDED**

The motion of Mr. Downing to suspend Rule 4 (4), in order to allow passage of the bill, H. 1103, being other than a local or general bill of local application, was lost, lacking a four-fifths vote.

Yeas 40; Nays 28.

Yeas:

Mr. Speaker	Cottingham	Jackson	Roberts
Baker	Cross	Jones (E)	Slate
Barkett	Crowe	McCluskey	Smith (K)
Boles	Culver	McCorquodale	Stokes
Brassell	Downing	May	Straiton
Carter	Easters	Merrill	Therrell
Casey	Edwards	O'Daniel	Turner
Cauthen	Grainger	Parker (T)	Wallace
Chesnut	Grey (D)	Perloff	Weeks
Collins	Hearn	Pruitt	Williams

—40

Nays:

Messrs.:	Doss	Hale	Parker (H)
Adams	Drake	Harris	Reed (T)
Bassett	Erdreich	Kinsey	Reid (R)
Benton	Falkenburg	Lutz	Reynolds
Boutwell	Fite	McBride	St. John
Carnes	Goodwin	Manley	Waldrop
Cherner	Gray (F)	Nettles	Wynot
Dill			

—28

And the bill:

S. 5. To provide sales and use tax exemptions for certain medicines purchased by prescription.

Was read a third time at length and passed.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hill	Roberts
Adams	Cross	Jackson	Robertson
Baker	Crowe	Jones (E)	St. John
Bank	Culver	King	Slate
Barkett	Dill	Lutz	Smith (K)
Bassett	Doss	McCorquodale	Stokes
Benton	Downing	McDonald	Straiton
Boles	Drake	Manley	Taylor
Boutwell	Easters	Mathews	Therrell
Brassell	Edwards	May	Turner
Carnes	Ellis	Meeks	Waggoner
Carter	Erdreich	Mims	Waldrop
Casey	Falkenburg	Nettles	Wallace
Cauthen	Flippo	O'Daniel	Warren
Cherner	Gafford	Owens	Weeks
Chesnut	Grainger	Parker (H)	Williams
Collins	Grey (D)	Parker (T)	Wood
Connell	Headley	Reid (R)	Wynot

—72

And the bill:

S. 307. To amend further Section 3 of Act No. 654 adopted at the 1965 Regular Session of the Legislature of Alabama, as heretofore amended, so as to reallocate the revenues derived from the tax authorized by the said Act and to appropriate so much of the said revenues as may be necessary for the retirement of additional bonds of the State Industrial Development Authority not exceeding \$3,000,000 in aggregate principal amount.

Was read a third time at length and passed.

Yeas 80; Nays 1.

Yeas:

Mr. Speaker	Cross	Hardin	Parker (T)
Adams	Crowe	Headley	Perloff
Agee	Culver	Hearn	Pruitt
Baker	Dill	Hill	Reid (R)
Bank	Doss	Jackson	Reynolds
Barkett	Downing	Jones (E)	Roberts
Benton	Drake	King	St. John
Boles	Easters	Lang	Smith (K)
Boutwell	Edwards	Lutz	Smith (P)
Brassell	Ellis	McCluskey	Stokes
Carnes	Erdreich	McCorquodale	Straiton
Carter	Falkenburg	McDonald	Stubbs
Casey	Fite	Manley	Taylor
Cauthen	Flippo	May	Therrell
Cherner	Gafford	Meeks	Waggoner
Chesnut	Goodwin	Merrill	Waldrop
Collins	Grainger	Mims	Wallace
Connell	Gray (F)	Nettles	Weeks
Cottingham	Grey (D)	O'Daniel	Williams
Crawford	Hale	Owens	Wise

—80

—1

And the bill:

S. 250. To provide that certain school bus drivers, mechanics, and maintenance workers in any public school or public college within the State may become members of the Teachers' Retirement System of Alabama and shall receive benefits provided under the provisions of the Code of Alabama, 1940, Title 52, Chapter 14, as amended; to place the duty of collecting the employees' contributions to the Teachers' Retirement System on the County and City Board of Education or the governing body of any public school employing such bus drivers, mechanics and maintenance workers, and also the duty of remitting to the Secretary-Treasurer of the Teachers' Retirement System of Alabama the employees' contributions; to provide for payment of employer contributions as necessary and providing for prior service for such school bus drivers, mechanics and maintenance workers out of funds in the Alabama Special Educational Trust Fund, and to make an appropriation to carry out the provisions of this Act.

Was taken up.

Mr. McCluskey offered the following amendment to the bill:

In the title of the bill, strike the period at the end and add the following:

; to provide for the payment of such employer contributions as necessary for all such personnel employed by any public school board which has heretofore provided for the participation of school bus drivers, mechanics and maintenance workers in the State Employees Retirement System, and to provide for reimbursement of all employer contributions heretofore made by any public school board for such purposes.

In Section 3 of the bill, add in a separate paragraph the following:

The payment of such employer contributions as necessary of all fully budgeted school bus drivers (excluding students), mechanics and maintenance workers now employed by any public school board which has heretofore provided for the participation of such employees in the State Employees Retirement System shall, after the effective date of this act, be made from the appropriations herein provided.

In Section 4 of the bill, add at the end of the Section the following:

Any public school board which has heretofore made employer contributions for the participation of fully budgeted school bus drivers (excluding students), mechanics and maintenance workers in the State Employees Retirement System, shall, upon application and proof satisfactory to the board of control of the Teachers Retirement System as to the amount so expended, be entitled to reimbursement therefor out of the appropriation provided herein. All such reimbursements shall be used solely for public school purposes.

And the amendment was adopted.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hearn	Reed (T)
Adams	Cross	Hill	Reid (R)
Agee	Crowe	Jackson	Reynolds
Baker	Culver	Jones (E)	Roberts
Bank	Dill	King	Robertson
Barkett	Doss	Kinsey	St. John
Bassett	Downing	Lang	Slate
Boles	Drake	Lutz	Smith (K)
Boutwell	Easters	McBride	Smith (P)
Bowers	Edwards	McCorquodale	Stokes
Brassell	Ellis	McDonald	Straiton
Callahan	Erdreich	Manley	Stubbs
Carnes	Falkenburg	May	Taylor
Carter	Fite	Meeks	Therrell
Casey	Flippo	Merrill	Turner
Cauthen	Gloor	Nettles	Waldrop
Cherner	Goodwin	O'Daniel	Wallace
Chesnut	Grainger	Owens	Weeks
Collins	Hale	Parker (H)	Williams
Connell	Hardin	Perloff	Wise
Coshatt	Headley	Pruitt	Wynot
Cottingham			

—85

And the bill, S. 250, as amended, was read a third time at length and passed.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Agee	Bank	Bassett
Adams	Baker	Barkett	Benton

Boles	Downing	King	Reynolds
Boutwell	Drake	Kinsey	Roberts
Bowers	Easters	Lang	Robertson
Brassell	Edwards	Lutz	St. John
Callahan	Ellis	McBride	Slate
Carnes	Erdreich	McCluskey	Smith (K)
Carter	Falkenburg	McCorquodale	Smith (P)
Cauthen	Fite	McDonald	Stokes
Cherner	Flippo	Manley	Straiton
Chesnut	Goodwin	May	Stubbs
Collins	Grainger	Meeks	Taylor
Connell	Grey (D)	Merrill	Therrell
Coshatt	Hale	Mims	Turner
Cottingham	Hardin	Nettles	Waldrop
Crawford	Harris	O'Daniel	Wallace
Cross	Headley	Owens	Warren
Crowe	Hearn	Perloff	Weeks
Culver	Hill	Pruitt	Williams
Dill	Jackson	Reed (T)	Wise
Doss	Jones (E)	Reid (R)	Wynot

—88

And the bill:

S. 804. To make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

Was taken up.

Mr. Stubbs offered the following amendment to the bill:

Amend S. B. 804 by inserting the following Section after Section 3 and renumber the remaining sections.

"Section 4. Provided however the provisions of this Act shall not make null and void any local Act passed prior to or after the passage of this Act where such local Act provides greater penalties than provided in this Act."

And the amendment was adopted.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Casey	Easters	Jackson
Adams	Cauthen	Edwards	Jones (E)
Agee	Chesnut	Ellis	King
Baker	Collins	Falkenburg	Kinsey
Bank	Connell	Fite	Lang
Barkett	Coshatt	Flippo	Lutz
Bassett	Cottingham	Goodwin	McBride
Benton	Crawford	Grainger	McCorquodale
Boles	Cross	Gray (F)	McDonald
Boutwell	Crowe	Hale	Manley
Bowers	Culver	Hardin	May
Brassell	Dill	Harris	Meeks
Callahan	Doss	Headley	Merrill
Carnes	Downing	Hearn	Mims
Carter	Drake	Hill	Naramore

Nettles	Reynolds	Straiton	Wallace
O'Daniel	St. John	Stubbs	Warren
Owens	Slate	Taylor	Weeks
Perloff	Smith (K)	Therrell	Williams
Pruitt	Smith (P)	Turner	Wise
Reed (T)	Stokes	Waldrop	Wynot
Reid (R)			

—85

And the bill, S. 804, as amended, was read a third time at length and passed.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Pruitt
Adams	Cross	Jackson	Reed (T)
Agee	Crowe	Jones (E)	Reid (R)
Baker	Culver	King	Reynolds
Bank	Dill	Kinsey	Roberts
Barkett	Doss	Lang	St. John
Bassett	Downing	Lutz	Slate
Benton	Drake	McBride	Smith (K)
Boles	Easters	McCluskey	Smith (P)
Boutwell	Edwards	McCorquodale	Stokes
Bowers	Ellis	McDonald	Straiton
Brassell	Falkenburg	Manley	Stubbs
Burgess	Fite	May	Taylor
Callahan	Flippo	Meeks	Therrell
Carnes	Goodwin	Merrill	Turner
Carter	Grainger	Mims	Waldrop
Casey	Gray (F)	Naramore	Wallace
Cherner	Hale	Nettles	Warren
Chesnut	Hardin	O'Daniel	Weeks
Collins	Harris	Owens	Williams
Connell	Headley	Parker (H)	Wise
Coshatt	Hearn	Perloff	Wynot
Cottingham			

—89

SPECIAL ORDER RESUMED

And the bill:

S. 414. To provide a Uniform Alabama Controlled Substances Act for preventing drug abuse and drug dependence, to standardize all laws in this state to be in conformity with the new Federal Comprehensive Drug Abuse Prevention and Control Act of 1970, and to repeal existing state statutes in conflict.

Was taken up.

S. 414 CARRIED OVER

On motion of Mr. Nettles, the bill, S. 414, was temporarily carried over.

And the bill:

S. 415. To designate the State Board of Health as the responsible agency and to authorize it to establish and enforce rules and regulations for training, licensing and related requirements for ambulance operators, attendants, and drivers; to establish and enforce rules and regulations for the opera-

tions, design, equipment and inspection and licensing of ambulances; and to establish requirements for the operation and coordination of ambulances; to provide for violations of rules and regulations established hereunder:

Was taken up.

Mr. Jackson offered the following amendment to the bill:

The title of S. 415 is hereby amended by adding the following to the end of said title:

, exempting certain volunteer rescue squads from the provisions of the Act.

Existing Sections 6 and 7 shall be renumbered to be 7 and 8, respectively, and a new Section 6 shall be inserted as follows:

Section 6. The provisions of this Act shall not apply to volunteer rescue squads that are members of "Alabama Association of Rescue Squads, Inc." and which furnish ambulance service to the public.

And the amendment was adopted.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Jackson	Reid (R)
Adams	Crawford	Jones (E)	Reynolds
Agee	Cross	King	Roberts
Baker	Crowe	Lutz	Robertson
Barkett	Dill	McBride	St. John
Bassett	Downing	McCluskey	Smith (K)
Benton	Drake	McCorquodale	Smith (P)
Boles	Easters	McDonald	Stokes
Boutwell	Edwards	Manley	Stubbs
Brassell	Ellis	Mathews	Taylor
Burgess	Falkenburg	May	Therrell
Callahan	Fite	Meeks	Turner
Carnes	Flipppo	Merrill	Waggoner
Carter	Goodwin	Mims	Waldrop
Casey	Grainger	Naramore	Wallace
Cauthen	Gray (F)	Nettles	Warren
Cherner	Hale	Owens	Weeks
Chesnut	Hardin	Parker (T)	Wise
Collins	Headley	Perloff	Wood
Connell	Hearn	Pruitt	Wynot
Coshatt	Hill	Reed (T)	

—83

And the bill, S. 415, as amended, was read a third time at length and passed.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Benton	Carter	Cottingham
Adams	Boles	Casey	Crawford
Adwell	Boutwell	Cauthen	Cross
Agee	Brassell	Chesnut	Crowe
Baker	Burgess	Collins	Dill
Barkett	Callahan	Connell	Doss
Bassett	Carnes	Coshatt	Downing

Drake	Headley	Mims	Smith (P)
Easters	Hearn	Naramore	Stokes
Edwards	Hill	Nettles	Stubbs
Ellis	Jackson	Owens	Taylor
Erdreich	King	Parker (T)	Therrell
Falkenburg	Lutz	Perloff	Turner
Fite	McBride	Pruitt	Waldrop
Flippo	McCluskey	Reed (T)	Wallace
Gafford	McCorquodale	Reid (R)	Warren
Gloor	McDonald	Reynolds	Weeks
Goodwin	Manley	Robertson	Williams
Grainger	Mathews	St. John	Wise
Gray (F)	May	Slate	Wood
Hale	Meeks	Smith (K)	Wynot
Hardin	Merrill		

—86

And the bill:

S. 1047. To provide compensation for total disability and death due to pneumoconiosis of underground coal miners as herein defined in compliance with the mandate of the Congress of the United States as required by the provisions of Public Law 91-173 of the Ninety-first Congress and to provide for standards and presumptions for determining when and under what conditions total disability or death is due to pneumoconiosis as herein defined and to provide that any claim or action filed hereunder for such total disability or death shall be deemed to have been timely filed if filed as herein required within three years of the discovery of such total disability or the date of death in the case of death. And to provide for the liability for the benefits herein provided of prior and successor operators as herein defined for miners employed at such mines on or after January 1, 1973.

Was read a third time at length and passed.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Reid (R)
Adams	Crowe	Jackson	Reynolds
Adwell	Dill	Jones (E)	Robertson
Baker	Doss	King	St. John
Barkett	Downing	Lang	Slate
Bassett	Drake	Lutz	Smith (P)
Benton	Easters	McBride	Snell
Boles	Edwards	McCluskey	Stokes
Boutwell	Ellis	McCorquodale	Stubbs
Brassell	Erdreich	McDonald	Taylor
Burgess	Falkenburg	Manley	Therrell
Carnes	Fite	Mathews	Turner
Carter	Flippo	May	Waggoner
Casey	Gafford	Meeks	Waldrop
Cauthen	Gloor	Merrill	Wallace
Cherner	Goodwin	Mims	Warren
Chesnut	Grainger	Naramore	Weeks
Collins	Gray (F)	Nettles	Williams
Connell	Hale	Owens	Wise
Coshatt	Hardin	Parker (T)	Wood
Cottingham	Headley	Pruitt	Wynot
Crawford	Hearn	Reed (T)	

—87

And the bill:

S. 965. Relating to domestic stock insurance companies and to provide procedures for adoption and effectuation of plans of exchange of securities between domestic stock insurance companies and holding companies and between domestic stock insurance companies, holding companies and subsidiaries of holding companies; to provide for approval of such plans of exchange of securities by boards of directors and stockholders, and to require approval by the Superintendent of Insurance upon a public hearing after notice to stockholders and policyholders and to provide a procedure therefor; to provide rights and procedures for dissenting stockholders; and to set forth the effect of such plans for exchange.

Was read a third time at length and passed.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hill	Pruitt
Adwell	Dill	Jackson	Reed (T)
Baker	Doss	Jones (E)	Reid (R)
Bank	Downing	King	Reynolds
Bassett	Drake	Lang	Robertson
Benton	Edwards	Lutz	St. John
Boles	Ellis	McBride	Slate
Boutwell	Erdreich	McCluskey	Smith (K)
Callahan	Falkenburg	McCorquodale	Smith (P)
Carnes	Fite	McDonald	Stokes
Carter	Flippo	Manley	Stubbs
Casey	Gafford	Mathews	Taylor
Cauthen	Gloor	May	Therrell
Cherner	Goodwin	Meeks	Turner
Chesnut	Grainger	Merrill	Wallace
Collins	Gray (F)	Mims	Warren
Connell	Hale	Naramore	Weeks
Coshatt	Hardin	Nettles	Wise
Cottingham	Headley	Owens	Wood
Crawford	Hearn	Parker (T)	Wynot
Cross			

—81

And the bill:

S. 401. To provide that Act No. 217 adopted at the 1967 Special Session of the Legislature of Alabama, as amended, which relates to competitive bidding on contracts of certain public bodies, shall not be applicable to any contracts made by a municipality pursuant to the provisions of Act No. 4 adopted at the 1956 Second Special Session of the Legislature of Alabama, as amended, which relates to the promotion of trade by inducing commercial enterprises to locate in the state and which confers on municipalities having a population not exceeding 100,000 inhabitants, according to the last or any subsequent federal census, powers with respect to the acquisition, leasing and financing of projects suitable for use by certain commercial enterprises.

Was read a third time at length and passed.

Yeas 59; Nays 16.

Yeas:

Mr. Speaker	Bank	Benton	Brassell
Adams	Bassett	Boutwell	Callahan

Carter	Flippo	McDonald	Reynolds
Casey	Goodwin	Manley	Robertson
Cauthen	Grainger	Mathews	Slate
Collins	Gray (F)	Merrill	Smith (K)
Cottingham	Hale	Mims	Snell
Cross	Hardin	Naramore	Stokes
Crowe	Headley	O'Daniel	Taylor
Culver	Hearn	Owens	Therrell
Dill	Hill	Parker (T)	Wallace
Downing	Jackson	Perloff	Weeks
Drake	King	Pruitt	Wise
Edwards	Lutz	Reed (T)	Wood
Ellis	McCluskey	Reid (R)	

—59

Nays:

Messrs.:	Crawford	McBride	Smith (P)
Baker	Easters	Meeks	Stubbs
Barkett	Fite	Nettles	Turner
Carnes	Lang	St. John	Wynot
Chesnut			

—16

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Carnes to suspend the rules in order to take up out of order the bill, S. 956, was adopted.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Perloff
Adams	Crowe	Jackson	Pruitt
Adwell	Culver	Jones (E)	Reed (T)
Baker	Dill	King	Reid (R)
Bank	Doss	Lang	Reynolds
Barkett	Downing	Lutz	St. John
Bassett	Drake	McBride	Slate
Benton	Easters	McCluskey	Smith (K)
Boles	Edwards	McCorquodale	Smith (P)
Boutwell	Ellis	McDonald	Snell
Brassell	Erdreich	Manley	Stokes
Callahan	Falkenburg	Mathews	Therrell
Carnes	Fite	May	Turner
Carter	Flippo	Meeks	Waggoner
Casey	Gafford	Merrill	Waldrop
Cauthen	Gloor	Mims	Wallace
Cherner	Goodwin	Naramore	Warren
Chesnut	Grainger	Nettles	Weeks
Connell	Hale	O'Daniel	Wise
Coshatt	Hardin	Owens	Wood
Cottingham	Headley	Parker (T)	Wynot
Crawford	Hearn		

—86

And the bill:

S. 956. To authorize each county in this state to sell and issue from time to time interest-bearing warrants for the purpose of paying costs of acquiring and providing solid wastes collection and disposal facilities; to provide that such warrants shall evidence general obligation indebtedness of the county; to provide that such warrants may, at the discretion of the governing body

of the county, be additionally secured by a pledge or pledges of the revenues from the said facilities, or the proceeds from certain taxes, or both such revenues and taxes; to specify the effect and priority of any such pledges; to authorize the refunding of any such warrants; to provide that such securities shall be legal investments for fiduciaries; to provide that the issuance of any warrants and the interest coupons applicable thereto shall constitute the audit and allowance of claims against the issuing county and any tax proceeds and revenues, or either, pledged to the payment thereof.

Was read a third time at length and passed.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Pruitt
Adams	Crowe	Jackson	Reed (T)
Bank	Culver	Jones (E)	Reid (R)
Barkett	Doss	King	Reynolds
Bassett	Downing	Lang	Robertson
Benton	Drake	Lutz	St. John
Boles	Edwards	McBride	Smith (K)
Boutwell	Ellis	McCluskey	Smith (P)
Brassell	Erdreich	McCorquodale	Snell
Callahan	Falkenburg	Manley	Stokes
Carnes	Fite	Mathews	Therrell
Carter	Flippo	May	Turner
Casey	Gafford	Meeks	Waggoner
Cauthen	Gloor	Merrill	Waldrop
Cherner	Goodwin	Naramore	Wallace
Chesnut	Grainger	Nettles	Warren
Connell	Hale	O'Daniel	Weeks
Coshatt	Hardin	Owens	Wise
Cottingham	Headley	Parker (T)	Wood
Crawford	Hearn	Perloff	Wynot

—80

RULES SUSPENDED

On motion of Mr. Waggoner, Rule 4 (4), was suspended to allow passage of the bill, H. 792, being other than a local or general bill of local application.

Yeas 71; Nays 0.

Yeas:

Mr. Speaker	Connell	Flippo	Merrill
Adams	Coshatt	Goodwin	Naramore
Bank	Cottingham	Grainger	Nettles
Barkett	Crawford	Hardin	O'Daniel
Benton	Cross	Headley	Owens
Boles	Culver	Hill	Perloff
Boutwell	Dill	Jackson	Reed (T)
Brassell	Doss	Jones (E)	Reid (R)
Callahan	Downing	King	Reynolds
Carnes	Drake	Lang	Robertson
Carter	Easters	Lutz	St. John
Casey	Edwards	McCluskey	Smith (K)
Cauthen	Ellis	McCorquodale	Smith (P)
Cherner	Erdreich	Mathews	Snell
Chesnut	Falkenburg	Meeks	Stokes

Stubbs	Waggoner	Warren	Wood	
Therrell	Waldrop	Weeks	Wynot	
Turner	Wallace	Williams		—71

And the bill:

H. 792. Relating to taxation; to amend Title 51, Section 2(m) of Alabama Code of 1940, as heretofore amended, so as to exempt from ad valorem taxation articles manufactured in Alabama in the hands of the producer or manufacturer thereof for twelve (12) months after production or manufacture.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Cross	Hearn	Parker (T)
Adams	Crowe	Hill	Perloff
Adwell	Dill	Jackson	Pruitt
Barkett	Doss	Jones (E)	Reed (T)
Bassett	Downing	King	Reid (R)
Benton	Drake	Lang	Reynolds
Boles	Easters	Lutz	St. John
Boutwell	Edwards	McCluskey	Slate
Brassell	Ellis	McCorquodale	Smith (K)
Callahan	Erdreich	McDonald	Smith (P)
Carnes	Falkenburg	Manley	Snell
Carter	Fite	Mathews	Stokes
Casey	Flippo	May	Therrell
Cauthen	Gloor	Meeks	Turner
Cherner	Goodwin	Merrill	Waggoner
Chesnut	Grainger	Mims	Wallace
Collins	Grey (D)	Naramore	Warren
Connell	Hale	Nettles	Weeks
Coshatt	Hardin	O'Daniel	Williams
Cottingham	Headley	Owens	Wynot
Crawford			

—81

RULE SUSPENDED

On motion of Mr. Mims, Rule 4 (4), was suspended to allow passage of the bill, H. 753, being other than a local or general bill of local application.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Carter	Dill	Grainger
Adams	Casey	Doss	Grey (D)
Adwell	Cauthen	Downing	Hale
Agee	Cherner	Drake	Hardin
Barkett	Chesnut	Easters	Headley
Bassett	Collins	Edwards	Hearn
Benton	Connell	Erdreich	Hill
Boles	Coshatt	Falkenburg	Jackson
Boutwell	Cottingham	Fite	Jones (E)
Brassell	Crawford	Flippo	King
Callahan	Cross	Gloor	Lang
Carnes	Crowe	Goodwin	Lutz

McCluskey	Naramore	Robertson	Therrell
McCorquodale	Nettles	St. John	Turner
McDonald	O'Daniel	Slate	Waldrop
Mathews	Owens	Smith (K)	Wallace
May	Reed (T)	Smith (P)	Warren
Meeks	Reid (R)	Snell	Williams
Merrill	Reynolds	Stokes	Wynot
Mims			

—77

And the bill:

H. 753. Relating to the total rehabilitation of certain persons both male and female convicted of a felony and sentenced to a term of confinement and treatment in a state correctional institution under the jurisdiction of the Board of Corrections.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 85; Nays.

Yeas:

Mr. Speaker	Crawford	Headley	Pruitt
Adams	Cross	Hearn	Reed (T)
Agee	Crowe	Jackson	Reid (R)
Baker	Dill	Jones (E)	Reynolds
Bank	Doss	King	Robertson
Barkett	Downing	Kinsey	Slate
Bassett	Drake	Lang	Smith (K)
Benton	Easters	Lutz	Smith (P)
Boles	Edwards	McBride	Snell
Boutwell	Ellis	McCluskey	Stokes
Brassell	Erdreich	McCorquodale	Stubbs
Callahan	Fite	Manley	Therrell
Carnes	Flippo	May	Turner
Carter	Gafford	Meeks	Waldrop
Casey	Gloor	Merrill	Wallace
Cauthen	Goodwin	Mims	Warren
Cherner	Grainger	Naramore	Weeks
Chesnut	Gray (F)	Nettles	Williams
Collins	Gray (D)	O'Daniel	Wise
Connell	Hale	Owens	Wood
Coshatt	Hardin	Parker (T)	Wynot
Cottingham			

—85

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Hill to suspend the rules in order to take up out of order the bill, H. 351, was adopted.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Cauthen	Cross
Adams	Brassell	Cherner	Crowe
Adwell	Burgess	Chesnut	Dill
Agee	Callahan	Connell	Doss
Baker	Carnes	Coshatt	Downing
Bassett	Carter	Cottingham	Drake
Boles	Casey	Crawford	Edwards

Ellis	Hill	Naramore	Stubbs
Erdreich	Jackson	O'Daniel	Therrell
Fite	Jones (E)	Owens	Turner
Flippo	King	Perloff	Waldrop
Gloor	Lutz	Reed (T)	Wallace
Goodwin	McBride	Reid (R)	Warren
Grainger	McCluskey	Reynolds	Weeks
Gray (F)	McCorquodale	Robertson	Williams
Hale	May	Slate	Wise
Hardin	Meeks	Smith (K)	Wood
Headley	Merrill	Snell	Wynot
Hearn	Mims	Stokes	

—75

And the bill:

H. 351. To provide for the temporary release, at the court's discretion, of certain prisoners in county or city jails for the purpose of obtaining and working at gainful employment.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 84; Nays 1.

Yeas:

Mr. Speaker	Coshatt	Hardin	Pruitt
Adams	Cottingham	Headley	Reed (T)
Adwell	Crawford	Hill	Reid (R)
Agee	Cross	Jackson	Reynolds
Baker	Crowe	Jones (E)	Robertson
Bank	Culver	King	St. John
Barkett	Dill	Lutz	Slate
Bassett	Doss	McBride	Smith (K)
Benton	Downing	McCluskey	Snell
Boles	Drake	McCorquodale	Stokes
Boutwell	Edwards	McDonald	Stubbs
Brassell	Ellis	Manley	Therrell
Burgess	Erdreich	May	Turner
Callahan	Fite	Meeks	Waldrop
Carnes	Flippo	Merrill	Wallace
Carter	Gafford	Mims	Warren
Casey	Gloor	Naramore	Weeks
Cauthen	Goodwin	O'Daniel	Williams
Cherner	Grainger	Owens	Wise
Chesnut	Gray (F)	Parker (T)	Wood
Connell	Hale	Perloff	Wynot

—84

Nay: Mr. Easters.

—1

UNANIMOUS CONSENT GRANTED

At the request of Mr. Wallace, unanimous consent was granted to have the Journal show his name added as co-sponsor to the bill, H. 351.

SPECIAL ORDER RESUMED RULE SUSPENDED

On motion of Mr. Bowers, Rule 4 (4), was suspended to allow passage of the bill, H. 987, being other than a local or general bill of local application.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Grainger	Reid (R)
Adams	Collins	Gray (F')	Reynolds
Adwell	Connell	Hale	Robertson
Agee	Coshatt	Hardin	St. John
Baker	Cottingham	Headley	Smith (K)
Barkett	Crawford	Hill	Smith (P)
Bassett	Culver	King	Snell
Benton	Dill	Lang	Stokes
Boles	Downing	Lutz	Stubbs
Boutwell	Easters	McCluskey	Therrell
Brassell	Edwards	McCorquodale	Turner
Callahan	Ellis	Meeks	Wallace
Carnes	Erdreich	Merrill	Warren
Carter	Fite	Naramore	Weeks
Casey	Flippo	O'Daniel	Williams
Cauthen	Gafford	Owens	Wynot
Cherner	Goodwin	Perloff	

—67

And the bill:

H. 987. Relating to elections; placing certain restrictions on write-in candidates and write-in votes; defining write-in candidate and repealing conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hill	Pruitt
Adams	Crawford	Jones (E)	Reed (T)
Adwell	Cross	King	Reid (R)
Agee	Crowe	Lang	Reynolds
Baker	Culver	Lutz	Robertson
Barkett	Dill	McBride	St. John
Bassett	Doss	McCluskey	Slate
Benton	Downing	McCorquodale	Smith (P)
Boles	Drake	McDonald	Snell
Boutwell	Easters	Manley	Stokes
Bowers	Edwards	Mathews	Stubbs
Brassell	Ellis	May	Therrell
Callahan	Erdreich	Meeks	Turner
Carnes	Falkenburg	Merrill	Waldrop
Carter	Fite	Mims	Wallace
Casey	Flippo	Naramore	Warren
Cauthen	Gafford	O'Daniel	Weeks
Cherner	Goodwin	Owens	Williams
Chesnut	Grainger	Parker (H)	Wise
Collins	Hardin	Parker (T)	Wood
Connell	Hearn	Perloff	Wynot
Coshatt			

—85

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and as amended has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 191. Relative to adjournment of the two Houses.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Gloor, the House concurred in and adopted the Senate amendment to the resolution, H. J. R. 191, said Senate amendment being as follows:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That when the two Houses adjourn today, they adjourn to meet again on Thursday, September 2, 1971, and that when they adjourn on Thursday, September 2, 1971, they adjourn without per diem pay to meet again on Tuesday, September 14, 1971, and that when they adjourn on Tuesday, September 14, 1971, they adjourn to meet again on Thursday, September 16, 1971, and that when they adjourn on Thursday, September 16, 1971, they adjourn to meet again on Wednesday, September 22, 1971.

Yeas 74; Nays 3.

Yeas:

Mr. Speaker	Cross	Hill	Perloff
Adams	Crowe	Jackson	Pruitt
Agee	Dill	Jones (E)	Reed (T)
Barkett	Doss	King	Reid (R)
Bassett	Downing	Lang	Reynolds
Benton	Drake	Lutz	St. John
Boles	Easters	McBride	Smith (P)
Boutwell	Edwards	McCluskey	Snell
Bowers	Ellis	McCorquodale	Stokes
Brassell	Erdreich	McDonald	Therrell
Callahan	Falkenburg	Manley	Turner
Carter	Fite	Mathews	Wallace
Casey	Flippo	May	Warren
Chesnut	Goodwin	Merrill	Weeks
Collins	Grainger	Mims	Williams
Connell	Gray (F)	Naramore	Wise
Coshatt	Hale	O'Daniel	Wood
Cottingham	Hardin	Owens	Wynot
Crawford	Hearn		

—74

Nays: Messrs. Adwell, Baker and Carnes.

—3

SPECIAL ORDER RESUMED

RULE SUSPENDED

On motion of Mr. Kinsey, Rule 4 (4), was suspended to allow passage of the bill, H. 2138, being other than a local or general bill of local application.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Adwell	Barkett	Benton
Adams	Agee	Bassett	Boles

Boutwell	Easters	King	Reynolds
Bowers	Edwards	Kinsey	Roberts
Brassell	Ellis	Lang	Robertson
Callahan	Erdreich	Lutz	Slate
Carnes	Falkenburg	McBride	Smith (K)
Carter	Fite	McCluskey	Smith (P)
Casey	Flippo	McCorquodale	Snell
Cauthen	Gloor	McDonald	Stewart
Chesnut	Goodwin	May	Stokes
Collins	Grainger	Meeks	Stubbs
Connell	Gray (F)	Merrill	Therrell
Coshatt	Grey (D)	Mims	Waldrop
Cottingham	Hale	Naramore	Wallace
Crawford	Hardin	Nettles	Warren
Crowe	Headley	O'Daniel	Williams
Culver	Hearn	Owens	Wise
Dill	Hill	Perloff	Wood
Downing	Jackson	Reed (T)	Wynot
Drake	Jones (E)	Reid (R)	

—83

And the bill:

H. 2138. (With Amendment): Relating to non-resident hunting licenses; providing for reciprocity in license fees.

Was taken up.

The question, then, was on the adoption of the Committee amendment reported by the Standing Committee on Conservation, said Committee amendment being as follows:

Amend House Bill 2138 by changing Section 3 to read as follows:

Section 3. This Act shall become effective October 1, 1972.

And the amendment was adopted.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hill	Reed (T)
Adams	Crawford	Jones (E)	Reid (R)
Adwell	Cross	King	Reynolds
Agee	Crowe	Kinsey	Roberts
Baker	Culver	Lang	Robertson
Barkett	Dill	Lutz	Slate
Bassett	Downing	McBride	Smith (K)
Benton	Drake	McCluskey	Smith (P)
Boles	Easters	McCorquodale	Snell
Boutwell	Edwards	McDonald	Stewart
Bowers	Ellis	Manley	Stokes
Brassell	Falkenburg	Mathews	Stubbs
Callahan	Fite	May	Therrell
Carnes	Flippo	Meeks	Turner
Carter	Goodwin	Merrill	Waggoner
Casey	Grainger	Mims	Waldrop
Cauthen	Gray (F)	Naramore	Wallace
Chesnut	Grey (D)	Nettles	Warren
Collins	Hale	O'Daniel	Williams
Connell	Hardin	Owens	Wood
Coshatt	Hearn	Perloff	Wynot

—84

And the bill, H. 2138, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Pruitt
Adams	Crowe	Jackson	Reed (T)
Adwell	Culver	Jones (E)	Reid (R)
Agee	Dill	King	Reynolds
Baker	Doss	Kinsey	Roberts
Barkett	Downing	Lang	Robertson
Bassett	Drake	Lutz	Slate
Benton	Easters	McBride	Smith (P)
Boles	Edwards	McCluskey	Snell
Boutwell	Ellis	McCorquodale	Stewart
Brassell	Falkenburg	McDonald	Stokes
Callahan	Fite	Manley	Stubbs
Carnes	Flippo	Mathews	Therrell
Carter	Gloor	May	Turner
Casey	Goodwin	Meeks	Waggoner
Cauthen	Grainger	Merrill	Waldrop
Chesnut	Gray (F)	Mims	Wallace
Collins	Grey (D)	Naramore	Warren
Connell	Hale	Nettles	Williams
Coshatt	Hardin	O'Daniel	Wise
Cottingham	Headley	Owens	Wood
Crawford	Hearn	Perloff	Wynot

—88

RULE SUSPENDED

On motion of Mr. Kinsey, Rule 4 (4), was suspended to allow passage of the bill, H. 2139, being other than a local or general bill of local application.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Hardin	Reid (R)
Adams	Cottingham	Headley	Reynolds
Adwell	Crawford	Hearn	Roberts
Agee	Cross	Hill	Robertson
Baker	Crowe	Jackson	Slate
Barkett	Culver	Jones (E)	Smith (P)
Bassett	Dill	King	Snell
Benton	Doss	Kinsev	Stewart
Boles	Downing	Lutz	Stokes
Boutwell	Drake	McBride	Therrell
Bowers	Easters	McCluskey	Turner
Brassell	Edwards	McCorquodale	Waggoner
Callahan	Erdreich	McDonald	Waldrop
Carnes	Falkenburg	May	Wallace
Carter	Fite	Merrill	Warren
Casey	Flippo	Mims	Williams
Cauthen	Gloor	Naramore	Wise
Chesnut	Goodwin	Nettles	Wood
Collins	Grainger	O'Daniel	Wynot
Connell	Gray (F)	Reed (T)	

—79

And the bill:

H. 2139. (With Amendment): Relating to non-resident fishing licenses; providing for reciprocity in license fees.

Was taken up.

The question, then, was on the adoption of the Committee amendment reported by the Standing Committee on Conservation, said Committee amendment being as follows:

Amend House Bill 2139 by changing Section 3 to read as follows:

Section 3. This Act shall become effective October 1, 1972.

And the amendment was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Reed (T)
Adams	Cross	Jackson	Reid (R)
Adwell	Crowe	Jones (E)	Reynolds
Agee	Culver	King	Roberts
Baker	Dill	Kinsey	Robertson
Barkett	Doss	Lutz	Slate
Bassett	Downing	McBride	Smith (P)
Benton	Drake	McCluskey	Snell
Boutwell	Easters	McCorquodale	Stewart
Bowers	Edwards	McDonald	Stokes
Brassell	Ellis	Manley	Therrell
Callahan	Fite	May	Turner
Carnes	Flippo	Meeks	Waggoner
Carter	Goodwin	Merrill	Waldrop
Casey	Grainger	Mims	Wallace
Cauthen	Gray (F)	Naramore	Warren
Chesnut	Grey (D)	Nettles	Williams
Collins	Hardin	O'Daniel	Wise
Coshatt	Headley	Owens	Wood
Cottingham	Hearn	Pruitt	Wynot

—80

And the bill, H. 2139, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Carter	Downing	Headley
Adams	Casey	Drake	Hearn
Adwell	Cauthen	Easters	Hill
Agee	Collins	Edwards	Jackson
Barkett	Connell	Ellis	Jones (E)
Bassett	Coshatt	Erdreich	King
Benton	Cottingham	Falkenburg	Kinsey
Boles	Crawford	Fite	Lutz
Boutwell	Cross	Flippo	McBride
Bowers	Crowe	Goodwin	McCluskey
Brassell	Culver	Grainger	McCorquodale
Callahan	Dill	Gray (F)	McDonald
Carnes	Doss	Hardin	Manley

Mathews	Owens	St. John	Waldrop
May	Perloff	Slate	Wallace
Meeks	Pruitt	Smith (P)	Warren
Merrill	Reed (T)	Snell	Williams
Mims	Reid (R)	Stewart	Wise
Naramore	Reynolds	Stokes	Wood
Nettles	Roberts	Therrell	Wynot
O'Daniel	Robertson	Turner	

—83

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Gafford to suspend the rules in order to take up out of order the bill, S. 7, was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hearn	Reed (T)
Adams	Culver	Hill	Reid (R)
Adwell	Dill	Jackson	Reynolds
Agee	Doss	Jones (E)	Roberts
Bank	Downing	Kinsey	Robertson
Barkett	Drake	Lutz	St. John
Bassett	Easters	McBride	Slate
Benton	Edwards	McCluskey	Smith (P)
Boles	Ellis	McCorquodale	Snell
Boutwell	Erdreich	McDonald	Stewart
Bowers	Falkenburg	Manley	Stokes
Brassell	Fite	May	Stubbs
Callahan	Flippo	Meeks	Therrell
Carnes	Gloor	Merrill	Turner
Carter	Goodwin	Mims	Waggoner
Cauthen	Grainger	Naramore	Wallace
Connell	Gray (F)	Nettles	Warren
Coshatt	Grey (D)	O'Daniel	Williams
Cottingham	Hale	Owens	Wood
Crawford	Hardin	Parker (T)	Wynot
Cross	Headley		

—82

And the bill:

S. 7. To make it unlawful for a person to own, or cause to be operated, a motor vehicle loaded with gravel or other like substance in such manner that the contents of the vehicle spill out and endanger the property and safety of motorists and pedestrians, and to prescribe the punishment therefor.

Was read a third time at length and passed.

Yeas 72; Nays 4.

Yeas:

Mr. Speaker	Boutwell	Cottingham	Easters
Adams	Brassell	Crawford	Ellis
Adwell	Callahan	Cross	Erdreich
Agee	Carnes	Crowe	Falkenburg
Bank	Carter	Culver	Flippo
Barkett	Cauthen	Dill	Gafford
Bassett	Collins	Doss	Goodwin
Benton	Connell	Downing	Grainger
Boles	Coshatt	Drake	Gray (F)

Hardin	McDonald	Pruitt	Snell
Headley	Manley	Reed (T)	Stewart
Hearn	Merrill	Reid (R)	Stokes
Hill	Naramore	Reynolds	Stubbs
Jones (E)	Nettles	Roberts	Therrell
King	O'Daniel	Robertson	Turner
Lutz	Owens	St. John	Wallace
McBride	Parker (T)	Slate	Wood
McCluskey	Perloff	Smith (P)	Wynot

—72

Nays:

Messrs.:	Chesnut	Fite	Meeks
Baker			

—4

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bills Numbers 936, 940, and 947 without the Governor's approval.

Respectfully Submitted,

HARRY L. PENNINGTON
Executive Secretary.

Done this 2d day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which they originated, House Bills numbers 936, 940, and 947 without my signature and approval.

These three (3) bills are in conflict with House Bill Number 871, Regular Session 1971, to which an Executive Amendment has been suggested; and for this reason are returned without my approval.

Respectfully,

GEORGE C. WALLACE
Governor of Alabama.

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 936. To amend the title and Section 1 of Act No. 227, H. 234, Special Session 1967 (Acts 1967, p. 310), which provides further for the compensation and allowances of the deputies of the sheriff in certain counties classified on a population basis.

Mr. Crowe moved passage of the bill, H. 936, Governor's veto to the contrary notwithstanding.

And the bill, H. 936, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 0; Nays 84.

Nays:

Mr. Speaker	Cottingham	Hardin	Parker (H)
Adams	Crawford	Headley	Parker (T)
Adwell	Cross	Hearn	Perloff
Agee	Crowe	Hill	Pruitt
Baker	Dill	Jackson	Reed (T)
Barkett	Doss	Jones (E)	Reid (R)
Bassett	Downing	King	Reynolds
Benton	Drake	Lutz	Roberts
Boles	Easters	McBride	Robertson
Boutwell	Edwards	McCluskey	Slate
Brassell	Ellis	McDonald	Smith (P)
Callahan	Erdreich	Manley	Snell
Carnes	Falkenburg	Mathews	Stewart
Carter	Fite	May	Stokes
Casey	Flippo	Meeks	Stubbs
Cauthen	Gloor	Merrill	Therrell
Cherner	Goodwin	Mims	Turner
Chesnut	Grainger	Naramore	Wallace
Collins	Gray (F)	Nettles	Warren
Connell	Grey (D)	O'Daniel	Weeks
Coshatt	Hale	Owens	Wynot

—84

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 940. To further amend the title and Section 1 of Act No. 227, H. 234, Regular Session 1967 (Acts 1967, p. 310) as last amended, which provides further for the compensation and allowances of the deputies of the sheriffs of certain counties classified on a population basis.

Mr. Crowe moved passage of the bill, H. 940, Governor's veto to the contrary notwithstanding.

And the bill, H. 940, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 3; Nays 77.

Yeas: Messrs. Callahan, Nettles and Weeks.

—3

Nays:

Mr. Speaker	Bassett	Carter	Coshatt
Adams	Benton	Casey	Cottingham
Adwell	Boles	Cauthen	Crawford
Agee	Boutwell	Chesnut	Cross
Baker	Brassell	Collins	Crowe
Barkett	Carnes	Connell	Culver

Dill	Hale	Manley	Robertson
Doss	Hardin	May	Slate
Downing	Headley	Meeks	Smith (P)
Drake	Hearn	Merrill	Snell
Easters	Hill	Naramore	Stewart
Edwards	Jackson	O'Daniel	Stokes
Ellis	Jones (E)	Owens	Therrell
Erdreich	King	Perloff	Turner
Fite	Kinsey	Pruitt	Wallace
Flippo	Lutz	Reed (T)	Warren
Goodwin	McBride	Reid (R)	Williams
Grainger	McCluskey	Reynolds	Wood
Gray (F)	McDonald	Roberts	Wynot
Grey (D)			

—77

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 947. To amend the title and Section 1 of Act No. 303, H. 537, Regular Session 1965 (Acts 1965, p. 420), which provides pay raises for deputy sheriffs and other assistants of the sheriffs of certain counties classified on a population basis.

Mr. Crowe moved passage of the bill, H. 947, Governor's veto to the contrary notwithstanding.

And the bill, H. 947, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 0; Nays 79.

Nays:

Mr. Speaker	Cottingham	Headley	Reed (T)
Adams	Crawford	Hearn	Reid (R)
Adwell	Cross	Hill	Reynolds
Agee	Crowe	Jackson	Roberts
Baker	Culver	Jones (E)	Slate
Barkett	Dill	King	Smith (P)
Bassett	Downing	Kinsey	Snell
Benton	Easters	Lutz	Stewart
Boles	Edwards	McBride	Stokes
Boutwell	Ellis	McCluskey	Stubbs
Brassell	Erdreich	McDonald	Therrell
Callahan	Falkenburg	Manley	Turner
Carnes	Fite	Meeks	Waggoner
Carter	Flippo	Merrill	Wallace
Casey	Goodwin	Naramore	Warren
Cauthen	Grainger	Nettles	Weeks
Chesnut	Gray (F)	O'Daniel	Williams
Collins	Gray (D)	Owens	Wood
Connell	Hale	Perloff	Wynot
Coshatt	Hardin	Pruitt	

—79

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 943 without the Governor's approval.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON,
EXECUTIVE SECRETARY.

Done this 2d day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 943 without my signature and approval.

RESPECTFULLY,

GEORGE C. WALLACE,
GOVERNOR OF ALABAMA.

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 943. To amend further the title and Section 1 of Act No. 486, H. 944, approved September 10, 1957 (Acts 1957, p. 670), as last amended, which provides further for paid leaves of absence for certain employees of certain counties classified on a population basis.

Mr. Crowe moved passage of the bill, H. 943, Governor's veto to the contrary notwithstanding.

And the bill, H. 943, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 0; Nays 78.

Nays:

Mr. Speaker	Coshatt	Grainger	Manley
Adams	Cottingham	Gray (F)	Meeks
Agee	Crawford	Grey (D)	Merrill
Barkett	Cross	Hale	Naramore
Bassett	Crowe	Hardin	Nettles
Benton	Culver	Headley	O'Daniel
Boles	Dill	Hearn	Owens
Boutwell	Downing	Hill	Perloff
Bowers	Drake	Hobbie	Pruitt
Brassell	Easters	Jackson	Reed (T)
Callahan	Edwards	Jones (E)	Reid (R)
Carnes	Ellis	King	Reynolds
Carter	Erdreich	Kinsey	Roberts
Casey	Falkenburg	Lutz	Robertson
Cauthen	Fite	McBride	Slate
Collins	Flippo	McCluskey	Smith (P)
Connell	Goodwin	McDonald	Snell

Stewart
Stokes
Stubbs

Therrell
Turner
Warren

Weeks
Williams

Wood
Wynot

—78

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 871 with a suggested Executive Amendment.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON,
EXECUTIVE SECRETARY.

Done this 2d day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 871 without my approval and with a suggested Executive Amendment. It is suggested that Section 3 of House Bill Number 871 be amended to read as follows:

"Section 3. The base salaries of the aforementioned law enforcement personnel and jail employees shall be:

Chief deputy	\$595.00 per month
Each deputy	\$545.00 per month
Jailers	\$415.00 per month
Jail Cooks	\$240.00 per month

In addition to his compensation, each deputy shall be provided an allowance of \$20.00 a month for the purchase and upkeep of uniforms, which uniforms shall be the property of the county and shall be returned to the sheriff upon the resignation, discharge, dismissal or release of a deputy. The compensation and allowances of each deputy and jailer shall be paid from the general funds of the county or from other funds available for such purposes according to law.

These salaries are subject to increases recommended by the Law Enforcement Committee upon examination of the Law Enforcement fund and find it sufficient. This fund may be used to employ additional deputies."

The adoption of this suggested Executive Amendment will remove my objection to this Bill.

RESPECTFULLY,

GEORGE C. WALLACE,
GOVERNOR OF ALABAMA.

GOVERNOR'S MESSAGE

On motion of Mr. Crowe, the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, H. 871, said Governor's amendment being set out in the above and foregoing Message from the Governor.

Yeas 78; Nays 1.

Yeas:

Mr. Speaker	Cross	Hearn	Reid (R)
Adams	Crowe	Hill	Reynolds
Agee	Culver	Jones (E)	Roberts
Bank	Dill	King	Robertson
Barkett	Downing	Kinsey	St. John
Bassett	Drake	Lutz	Slate
Benton	Easters	McBride	Smith (P)
Boles	Edwards	McCluskey	Snell
Boutwell	Ellis	McDonald	Stewart
Bowers	Erdreich	Manley	Stokes
Brassell	Falkenburg	Meeks	Therrell
Callahan	Fite	Merrill	Turner
Carnes	Flippo	Naramore	Waggoner
Carter	Goodwin	Nettles	Waldrop
Casey	Grainger	O'Daniel	Wallace
Cauthen	Gray (F)	Owens	Weeks
Collins	Grey (D)	Perloff	Williams
Connell	Hale	Pruitt	Wood
Coshatt	Hardin	Reed (T)	Wynot
Crawford	Headley		

—78

Nay: Mr. Cottingham.

—1

And the bill:

H. 871. Relating to counties having populations of not less than 55,500 nor more than 56,500 according to the most recent federal decennial census, fixing the fee for issuance of a pistol permit by the sheriff, and providing for the disposition and use of such fees.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Casey	Easters	Hearn
Adams	Cauthen	Edwards	Hill
Adwell	Chesnut	Ellis	Jones (E)
Agee	Collins	Erdreich	King
Barkett	Connell	Falkenburg	Kinsey
Bassett	Coshatt	Fite	Lutz
Benton	Cottingham	Flippo	McBride
Boles	Crawford	Goodwin	McCluskey
Boutwell	Cross	Grainger	McDonald
Bowers	Crowe	Gray (F)	Merrill
Brassell	Culver	Grey (D)	Naramore
Callahan	Dill	Hale	Nettles
Carnes	Downing	Hardin	O'Daniel
Carter	Drake	Headley	Owens

Perloff	Robertson	Stokes	Wallace
Pruitt	Slate	Therrell	Weeks
Reed (T)	Smith (P)	Turner	Williams
Reid (R)	Snell	Waggoner	Wood
Reynolds	Stewart	Waldrop	Wynot
Roberts			

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SPECIAL ORDER RESUMED

And the bill:

S. 208. To propose an amendment to the Constitution of Alabama with respect to the retirement, censure, suspension and removal of certain judges, creating a Judicial Commission and defining its powers, duties and authority.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Reid (R)
Adams	Cross	Jackson	Reynolds
Adwell	Crowe	Jones (E)	Roberts
Agee	Culver	King	Robertson
Baker	Dill	Kinsey	St. John
Bank	Doss	Lutz	Slate
Bassett	Downing	McBride	Smith (P)
Boles	Drake	McCluskey	Snell
Boutwell	Edwards	McDonald	Stewart
Bowers	Ellis	Manley	Stokes
Brassell	Erdreich	Mathews	Stubbs
Callahan	Falkenburg	Merrill	Therrell
Carnes	Flippo	Mims	Turner
Carter	Goodwin	Naramore	Waldrop
Casey	Grainger	Nettles	Wallace
Cauthen	Gray (F)	Owens	Warren
Cherner	Grey (D)	Parker (H)	Weeks
Chesnut	Hale	Parker (T)	Williams
Collins	Hardin	Perloff	Wood
Coshatt	Headley	Pruitt	Wynot
Cottingham	Hearn	Reed (T)	

—'83

And the bill:

S. 234. To authorize and empower the Supreme Court to adopt general rules governing pleading, practice and procedure in civil actions in all Courts in Alabama; and to provide for one form of civil action and procedure for the trial of cases both at law and in equity.

Was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Barkett	Brassell	Cauthen
Adams	Bassett	Callahan	Cherner
Adwell	Benton	Carnes	Chesnut
Baker	Boutwell	Carter	Collins
Bank	Bowers	Casey	Connell

Coshatt	Flippo	McCluskey	Reynolds
Cottingham	Gafford	McDonald	Roberts
Crawford	Goodwin	Manley	Robertson
Cross	Grainger	Mathews	St. John
Crowe	Gray (F)	Meeks	Slate
Culver	Grey (D)	Merrill	Smith (P)
Dill	Hale	Naramore	Snell
Doss	Hardin	Nettles	Stewart
Downing	Headley	O'Daniel	Stokes
Drake	Hearn	Owens	Therrell
Easters	Hill	Parker (H)	Turner
Edwards	Jackson	Parker (T)	Wallace
Ellis	Jones (E)	Perloff	Weeks
Erdreich	King	Pruitt	Williams
Falkenburg	Kinsey	Reed (T)	Wood
Fite	Lutz	Reid (R)	Wynot

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REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 2647. To alter and re-arrange the boundary lines of the City of Birmingham, Alabama, so as to include within the corporate limits of said City all territory now within such corporate limits and also certain other territory in Jefferson County, Alabama, contiguous to said City.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Littleton:

S. J. R. 102. WHEREAS, The Legislature of the State of Alabama, by the passage of various acts and resolutions during the past few years has demonstrated that it is vitally concerned with the preservation of historic landmarks which portray Alabama's rich heritage; and

WHEREAS, the public interest in historic preservation has greatly increased in recent years both in Alabama and in the nation; and

WHEREAS, the Alabama Historical Commission was created by Legislative Act in 1966 to be the official state agency for historic preservation whose duties and responsibilities were expanded and strengthened by Legislative Acts in 1969 and 1971; and

WHEREAS, many of the previously created historical commissions, boards, associations and other state historical agencies, narrower in scope than the Alabama Historical Commission, may be performing fragmented, duplicated, overlapping and unnecessary services and responsibilities for the people of Alabama at undue costs to the taxpayers of our state which might be appreciably reduced by reorganization and consolidation; therefore

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING that the Legislature establishes a Joint Interim State Historic Resources Study Committee, consisting of the Speaker of the House and the Lieutenant Governor who shall serve as ex-officio members, and the Speaker to appoint no more than five members of the House and the Lieutenant Governor shall appoint no more than four members of the Senate; such committee to elect a chairman, schedule meetings and conduct a thorough study of State of Alabama historical agencies to consider consolidation and reorganization of the same; such committee to review the annual reports and other documents relating to their purposes and goals and the appropriations and achievements of state historical agencies and prior historic and recreation studies relating to such agencies; such committee to be empowered to summon the presence and testimony of such members, policy-makers, administrators and employees of these historical agencies as it may deem necessary; the Historic Resources Study Committee to function at no additional cost to the State of Alabama except normal legislative travel and per diem expenses for meetings; such payment to be made from the funds already appropriated for the use of the Legislature, and such committee to submit its official recommendations relating to the historical agencies of the State of Alabama at the next regular session of the Alabama Legislature.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The resolution, S. J. R. 102, set out in the above and foregoing Message from the Senate was read and referred to the Standing Committee on Rules.

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Smith (P) to suspend the rules in order to take up out of order the bill, H. 868, was adopted.

Yeas 59; Nays 1.

Yeas:

Messrs.:	Callahan	Cottingham	Gafford
Adams	Carnes	Cross	Goodwin
Baker	Carter	Crowe	Grainger
Barkett	Casey	Dill	Hale
Benton	Cauthen	Downing	Hardin
Boles	Cherner	Drake	Hearn
Bowers	Chesnut	Edwards	Jackson
Brassell	Collins	Falkenburg	Jones (E)

King	Naramore	Reed (T)	Stokes
Lang	Nettles	Reid (R)	Therrell
Lutz	O'Daniel	Reynolds	Turner
McBride	Owens	Roberts	Waldrop
McCluskey	Parker (H)	St. John	Wallace
McDonald	Parker (T)	Slate	Wise
Meeks	Perloff	Smith (P)	Wood

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Nay: Mr. Headley.

—1

And the bill:

H. 868. To provide a uniform procedure for the adoption of rules by state administrative agencies, and for the review of state agency rules and determinations.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Hale	O'Daniel
Adams	Cottingham	Hardin	Owens
Adwell	Crawford	Headley	Parker (T)
Baker	Cross	Hearn	Perloff
Barkett	Crowe	Hill	Pruitt
Bassett	Culver	Jones (E)	Reid (R)
Benton	Dill	King	Reynolds
Boles	Downing	Lang	Roberts
Boutwell	Easters	Lutz	Robertson
Bowers	Edwards	McBride	St. John
Brassell	Ellis	McCluskey	Slate
Callahan	Falkenburg	McDonald	Stokes
Carnes	Flipppo	Manley	Therrell
Carter	Gafford	Mathews	Turner
Casey	Goodwin	Meeks	Waldrop
Cauthen	Grainger	Naramore	Wise
Chesnut	Gray (F)	Nettles	Wood
Collins			

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MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Cherner to suspend the rules in order to take up out of order the bill, H. 731, was adopted.

Yeas 51; Nays 8.

Yeas:

Messrs.:	Cherner	Edwards	King
Adams	Chesnut	Erdreich	Lang
Adwell	Coshatt	Gafford	Lutz
Bank	Cottingham	Goodwin	McBride
Barkett	Crowe	Grainger	McCluskey
Boles	Culver	Gray (F)	Meeks
Boutwell	Doss	Hale	Naramore
Brassell	Downing	Headley	Parker (H)
Carter	Drake	Hearn	Parker (T)
Cauthen	Easters	Jones (E)	Perloff

Reid (R)
Reynolds
Robertson

St. John
Smith (P)
Stokes

Turner
Waggoner
Wallace

Weeks
Wise
Wood

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Nays:

Mr. Speaker
Carnes

Collins
Crawford

Kinsey
Manley

O'Daniel
Pruitt

—8

And the bill:

H. 731. (With Amendments): Defining, regulating, and providing for the licensing of employment agencies; providing for the revocation and suspension of licenses subject to appeal; requiring the attorney general to enforce and administer this Act and defining his powers and duties relative thereto; creating and providing for the appointment, term, duties and compensation of an advisory board on licensing of employment agencies to assist the attorney general in administering this Act; prescribing penalties; and repealing conflicting laws.

Was taken up.

The question, then, was on the adoption of the amendment #1 reported by the Standing Committee on State Administration, said Committee amendment #1 being as follows:

Amend H. B. 731, Section 16 thereof, by adding the following sentence to said Section 16:

"Nor send a prospective employee to a company or office requesting their service where there is any form of labor dispute without first informing the prospective employee of the nature and type of labor dispute in writing, giving the prospective employee a copy and keeping a signed copy in the file on this applicant."

Further amend H. B. 731 by deleting Section 21 and inserting in lieu thereof the following Section 21:

"Section 21. There shall be an advisory board on licensing of employment agencies, which shall consist of the attorney general, who shall be ex officio chairman of the board and five persons appointed by him, who will serve without compensation. Two members of such board shall be appointed for terms of three years, two for terms of two years each and one for a term of one year. Thereafter their successors shall each be appointed for a term of three years. Upon the expiration of their terms of office, members of the board shall continue to serve until their successors are appointed and have qualified. Four members of the board shall be a duly licensed owner or active participant in an employment agency business; provided, however, members of the first board instead of being duly licensed may be only eligible for licensure under this Act. One member of the board shall be selected from a city of 250,000 or more inhabitants, one from a city having a population of over 150,000 but not as many as 250,000 and one shall be from a city having a population of more than 100,000 but not as many as 150,000 and one shall be from a city having a population of more than 50,000 but not as much as 100,000, and one shall be selected from three (3) names submitted by the State AFL-CIO Board. The board shall meet, advise and consult with the attorney general relative to the approval of rate schedules. They shall also ad-

wise with the attorney general as to the suspension of licenses granted pursuant to this Act and shall advise the attorney general on other problems relative to the employment agency business. This advisory board shall meet as soon as practicable after this Act becomes effective and the members thereof have been appointed and thereafter it shall meet on the call of the attorney general. A member of the board may be appointed to succeed himself only once, thus making it possible for any member to serve two consecutive terms and no more. No two members of the advisory board may be employed by the same firm or company."

And the amendment was adopted.

Yeas 65; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hale	Owens
Adams	Crawford	Hardin	Parker (H)
Bank	Cross	Headley	Perloff
Barkett	Crowe	Hearn	Reid (R)
Bassett	Culver	Hill	Reynolds
Benton	Doss	Jones (E)	Robertson
Boles	Downing	King	St. John
Boutwell	Drake	Lang	Slate
Bowers	Easters	Lutz	Smith (K)
Brassell	Edwards	McBride	Smith (P)
Callahan	Erdreich	McCluskey	Stokes
Carnes	Flippo	McCorquodale	Therrell
Carter	Gafford	McDonald	Wallace
Cauthen	Goodwin	Naramore	Weeks
Cherner	Grainger	Nettles	Wise
Chesnut	Gray (F)	O'Daniel	Wood
Collins			

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The question, then, was on the adoption of the amendment #2 reported by the Standing Committee on State Administration, said Committee amendment #2 being as follows:

Amend H. B. 731, Section 2 (b) by deleting said Section 2. (b) and inserting in lieu thereof the following:

"(b) Every applicant for a license shall have been a resident of the State of Alabama for at least one year immediately preceding the filing of such application. In the case of an applicant which is a partnership or a corporation, each partner or officer thereof shall meet the same requirements of residence as are applicable to individual applicants. The provisions of this subsection shall not apply, however, to any individual, partnership, or corporation licensed in the State of Alabama as an employment agency or a private employment agency prior to the effective date of this Act."

Further amend H. B. 731, Section 3, by deleting the second sentence thereof and inserting the following second sentence:

"The annual fee for a license to operate an employment agency in this State shall be \$150.00 for the first license and \$25.00 for each additional license issued to the same owner for each other agency."

Further amend H. B. 731, Section 3, by deleting in the last sentence of said Section the following words:

"and paid by him into the general fund in the state treasury"
and inserting in lieu thereof the following:

"and used to implement the provisions of this Act"

And the amendment was adopted.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hardin	Perloff
Adams	Cross	Hearn	Pruitt
Bank	Crowe	Hill	Reid (R)
Barkett	Dill	Jones (E)	Reynolds
Bassett	Doss	King	Roberts
Benton	Downing	Lang	St. John
Boles	Drake	Lutz	Slate
Boutwell	Easters	McBride	Smith (K)
Bowers	Edwards	McCluskey	Smith (P)
Brassell	Ellis	McDonald	Stokes
Callahan	Erdreich	Manley	Therrell
Carnes	Flippo	Meeks	Waggoner
Carter	Gafford	Naramore	Wallace
Cauthen	Goodwin	Nettles	Weeks
Cherner	Grainger	O'Daniel	Williams
Collins	Gray (F)	Owens	Wise
Cottingham	Hale	Parker (H)	Wood

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And the bill, H. 731, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 67; Nays 3.

Yeas:

Messrs.:	Coshatt	Hardin	Parker (T)
Adams	Cottingham	Hearn	Pruitt
Adwell	Crawford	Hill	Reid (R)
Bank	Cross	Jones (E)	Reynolds
Barkett	Crowe	King	St. John
Bassett	Culver	Lang	Slate
Benton	Doss	Lutz	Smith (K)
Boles	Downing	McBride	Smith (P)
Boutwell	Drake	McCorquodale	Therrell
Bowers	Easters	McDonald	Turner
Brassell	Edwards	Manley	Waggoner
Callahan	Ellis	Mathews	Waldrop
Carter	Erdreich	Meeks	Wallace
Casey	Goodwin	Naramore	Weeks
Cauthen	Grainger	Nettles	Wise
Cherner	Gray (F)	Owens	Wood
Connell	Hale	Parker (H)	Wynot

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Nays: Mr. Speaker, Carnes and Collins.

—3

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2550. To repeal Act No. 541, S. 595, approved September 7, 1967, Regular Session 1967 (Acts 1967, p. 1291), entitled, "An Act To provide an expense account for coroners in counties having populations of not less than 22,372 nor more than 24,000 in lieu of all fees he now receives."

Also:

H. 2551. To repeal Act No. 196, S. 425, approved August 8, 1967, Regular Session 1967 (Acts 1967, p. 561), entitled, "An Act To apply only in counties having populations of not less than 22,350 nor more than 24,350, fixing the compensation of the chairman and members of the court of county commissioners, board of revenue, or other like governing body of any such county."

Also:

H. 2552. To repeal Act No. 231, H. 153, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 317), entitled, "An Act To apply in counties having populations of not less than 22,350 nor more than 24,350, providing for the appointment of a clerk by the tax collector and for payment of his compensation by the county, repealing conflicting laws."

Also:

H. 2553. To repeal Act No. 232, H. 154, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 318), entitled, "An Act To apply in counties having populations of not less than 22,350 nor more than 24,350, providing for the appointment of a clerk by the tax assessor and for payment of his compensation by the county, repealing conflicting laws."

Also:

H. 2554. To repeal Act No. 168, H. 154, approved July 30, 1965, Regular Session 1965 (Acts 1965, p. 235), entitled, "An Act Relating to counties having populations of not less than 22,350 nor more than 24,350, according to the most recent federal decennial census; providing for payment of expense allowances for the chairman and members of the county governing body and imposing additional duties upon such county officers."

Also:

H. 2555. To repeal Act No. 213, H. 167, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 242), entitled, "An Act To authorize and direct the board of education of any county having a population of not less than 22,350 nor more than 24,350, according to the last or any subsequent federal decennial census, to reimburse the county superintendent of education any sums expended by him in payment of premiums on surety bonds covering certain employees of the board of education."

Also:

H. 2556. To repeal Act No. 144, H. 450, approved July 10, 1963, Regular Session 1963 (Acts 1963, p. 519), entitled, "An Act Relating to counties having populations of not less than 22,350 nor more than 24,500; authorizing county boards of education to furnish certain supplies and services heretofore furnished by the county governing bodies and relieving county governing bodies of the responsibility of furnishing such supplies and services."

Also:

H. 2557. To repeal Act No. 313, H. 743, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 344), entitled, "An Act To provide for payment of salaries of deputy sheriffs from the highway and traffic funds of all counties having populations of not less than 22,350 nor more than 24,500."

Also:

H. 2558. To repeal Act No. 351, H. 873, approved August 10, 1965, Regular Session 1965 (Acts 1965, p. 487), entitled, "An Act To authorize the Director of Conservation to open a season in counties having a population of not less than 22,350 nor more than 24,500, for the hunting of female deer or unantlered male deer."

Also:

H. 2559. To repeal Act No. 211, H. 166, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 241), entitled, "An Act To provide clerical assistance for clerks of circuit courts of all counties having populations of not less than 22,350 nor more than 24,350, according to the last or any subsequent federal decennial census."

Also:

H. 2561. To repeal Act No. 516, H. 1150, approved August 20, 1965, Regular Session 1965 (Acts 1965, p. 759), entitled, "An Act Relating to all counties having populations of not less than 22,350, nor more than 24,350 according to the most recent federal decennial census; relieving the board of registrars of such counties from the duty of visiting precincts or voting places in the performance of their duties."

Also:

H. 2568. Relating to counties having populations of not less than 300,000 nor more than 600,000; to authorize the county commission of such county to appropriate funds for the relief of Nollie Thompson.

Also:

H. 2571. To amend Act No. 126, H. 58, Special Session 1971, approved May 11, 1971, which Act provided for additional court costs in certain cases in the thirteenth judicial circuit, by excepting certain proceedings from said costs.

Also:

H. 2607. To fix the salary to be paid the Tax Collector of Jackson County, Alabama and the salary to be paid the Tax Assessor of Jackson County, Alabama, to provide the amounts of such salary for each of said officers, to provide for the employment of clerical assistants and the necessary expenses to operate said offices, and to provide for the payment of any fees, commissions or allowances received by such officers in the discharge of their official duties to the County Treasury of Jackson County, Alabama, which Act shall change the method of compensation of the Tax Collector and Tax Assessor of Jackson County, Alabama from the fee system to salary and to provide the effective date of this Act.

Also:

H. 2613. To repeal Act No. 554, H. 1124, Regular Session 1969 (Acts 1969, p. 1038), entitled "An Act To regulate further the times and places of registering voters in counties having populations of not less than 31,000 nor more than 32,000, according to the most recent federal decennial census."

Also:

H. 2614. To apply only in counties having populations of not less than 52,500 nor more than 54,000; Relating to the board of registrars; further regulating the days, hours, and places of its meetings, and the compensation of its members; requiring forfeiture of certain compensation for violations, repealing conflicting laws and specifically repealing Act No. 128, H. 366, Regular Session 1969 (Acts 1969, p. 403).

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2615. Relating to certain offices and officers of Dale County; changing the mode of compensation of such officers; placing such officers on a salary basis, subject to the ratification of a constitutional amendment.

Also:

H. 2616. To consolidate and combine the offices of circuit clerk and register in equity for Dale County; and to provide compensation for such office subject to the ratification of a constitutional amendment.

Also:

H. 2618. Relating to Dale County; prohibiting the sale of alcoholic beverages in certain places.

Also:

H. 2619. To apply in counties having populations of not less than 25,150 nor more than 26,500; to provide for the reimbursement payment of certain expenses for the Judge of the County Court, or Law and Equity Court, or Juvenile Court, or Intermediate Court, or other Court of like jurisdiction for attending conferences for Continuing Legal Education.

Also:

H. 2620. Relating to counties having populations of not less than 38,100 nor more than 40,500; providing further for the annexation of territory by certain municipalities in said counties.

Also:

H. 2625. To repeal Act No. 480, H. 871, 1961 Regular Session, approved August 8, 1961, pertaining to planning and zoning in incorporated cities having a population of not less than 100,000 nor more than 200,000.

Also:

H. 2626. To repeal Act No. 979, S. 396, 1961 Regular Session, pertaining to proportion of contribution between counties and municipalities to budget of county health department.

Also:

H. 2627. To repeal Act No. 484, H. 932, 1961 Regular Session, pertaining to employees of waterworks or other boards in all cities of 100,000 nor more than 200,000.

Also:

H. 2629. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing Madison County under certain conditions to issue general obligation bonds in not exceeding \$2,000,000 principal amount for acquiring, providing, constructing and equipping public school buildings, including sites therefor; to provide that said bonds may be secured by a pledge of a sufficient amount of the $\frac{1}{4}$ of 1% ad valorem tax authorized by Section 215 of said constitution to be levied by said county; to provide that none of said bonds shall be chargeable against the constitutional debt limit of said county; and to specify certain details pertaining to said bonds and to the issuance and sale thereof.

Also:

H. 2630. To repeal Act No. 1216, H. 1478, 1969 Regular Session, pertaining to municipalities having a population of not less than 70,000 nor more than 120,000 according to the most recent Federal Decennial Census, providing that such municipalities may authorize municipal electric utility boards to make certain expenditures without prior consent and approval of the governing body.

Also:

H. 2632. To repeal Act No. 463, H. 869, 1961 Regular Session, requiring cities of not less than 100,000 nor more than 200,000 to become organized under the commission form of government.

Also:

H. 2633. To repeal Act No. 410, H. 138, 1969 Regular Session, pertaining to off street parking facilities in cities of not less than 100,000 nor more than 150,000.

Also:

H. 2634. To repeal Act No. 407, 1961 Regular Session, pertaining to counties having populations of 150,000 and less than 300,000 in which there is an incorporated city having a population of 100,000 and not less than 200,000, and having to do with appointment of a humane officer.

Also:

H. 2635. To repeal Act No. 486, H. 939, 1961 Regular Session, pertaining to retirement systems in cities exceeding 100,000 and not exceeding 200,000.

Also:

H. 2636. To repeal Act No. 417, 1957 Regular Session, pertaining to salaries of commission or council members in cities of not less than 125,000 nor more than 250,000.

Also:

H. 2637. To authorize and make provisions for the incorporation in any county having a population of not less than 170,000 nor more than 300,000, according to the 1970 or any subsequent Federal Decennial Census, of an authority as a public corporation for the purpose of constructing, leasing, building, installing, acquiring, owning, operating, maintaining, equipping, using and controlling marinas, ports, waterfront facilities, docks, wharves, piers, berths, quays, warehouses, industrial sites, industrial and factory buildings, and the necessary or convenient approaches, easements, roads, streets and ways leading thereto or used in connection therewith; to provide that in order for any such authority to be organized application be made to the governing body of the county in which said authority is to be organized and to the governing body of at least one municipality therein, and that permission for organization of such authority be granted by such governing body; to provide for the election of the directors and officers of such authority; to specify its powers; to provide that the county in which any authority has been organized and each municipality which duly authorized the authority may aid and cooperate in the planning, undertaking construction, extension, improvement or operation of facilities as described therein, and may lend or donate to such authority money, property, or any right capable of transfer; to implement such provisions by authorizing such county and each such municipality to issue its general obligation bonds for the purpose of aiding in the planning, undertaking construction, and operation of facilities of an authority organized pursuant to this act; to authorize the issuance by such authority of interest-bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of such bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge by any of the revenues of such authority to which its right then exists or may thereafter come into existence, and by foreclosable mortgage on any property of such authority whether then in existence or thereafter acquired; to provide that such pledge may be provided for in an indenture by the said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that such pledges shall be valid and binding and effective against third parties without notice from the time a statement thereof is filed in the Office of the Judge of Probate of the county in which such authority is organized, and any other county in which there is located any property, the revenues from which are so pledged; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the uses to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom and the property and income of said authority; to authorize the investment in bonds of the authority any idle funds of the county in which such authority was organized and of each municipality which duly authorized the organization of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; and to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publica-

tion within which such actions and defenses may be asserted respecting said bonds, pledge and indenture and the proceedings authorizing the same.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2252. Relating to counties having a population of not less than 13,200 nor more than 13,400 according to the most recent federal decennial census; to provide an additional expense allowance for the chairman or presiding judge and members of the governing body of any such county, payable out of county funds.

Also:

H. 2505. To repeal Act No. 732, H. 1263, approved September 1, 1965, Regular Session 1965 (Acts 1965, p. 1340), entitled, "An Act relating to counties having a population of not less than 22,000 nor more than 22,350 according to the most recent federal decennial census; to authorize the county governing body in any such county to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964."

Also:

H. 2506. To amend the title and Section 1 of Act No. 646, S. 599, Regular Session 1965 (Acts 1965, p. 1167) which authorizes the county governing body to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964 in certain counties classified on a population basis.

Also:

H. 2320. To amend the title and Section 1 of Act No. 231, H. 513, Regular Session 1961 (Acts 1961, p. 263), as amended, which authorizes county governing bodies to provide for payment of expenses of certain county officers, in certain counties on a population basis.

Also:

H. 2321. To amend the title and Section 1 of Act No. 54, H. 10, Regular Session 1967 (Acts 1967, p. 381), which authorizes the county commission to provide an additional clerk-hire allowance to the circuit clerk in certain counties classified on a population basis.

Also:

H. 2322. To amend the title and Section 1 of Act No. 185, H. 368, Regular Session 1961 (Acts 1961, p. 227), which provides for and authorizes clerk hire allowances for certain officials in certain counties on a population basis.

Also:

H. 2323. To amend the title and Section 1 of Act No. 189, H. 245, Special Session 1964 (Acts 1964, p. 254), which provides for the appointment of deputy sheriffs and fixes their salaries in certain counties classified on a population basis.

Also:

H. 2324. To amend the title and Section 1 of Act No. 154, H. 746, Regular Session 1965 (Acts 1965, p. 218), as last amended, which creates the office of commissioner of licenses, prescribes the powers, duties, and authority of such office, fixes the salary, furnishes quarters, supplies and assistants, and provides for the appointment of such commissioner, transfers certain of the duties of the probate judge relating to licenses to such officer, certain of the duties of the tax assessor and tax collector, and all of the duties of the license inspector in certain counties classified on a population basis.

Also:

H. 2325. To amend the title and Section 1 of Act No. 33, H. 7, First Special Session 1963 (Acts 1963, p. 107), which authorizes, provides for the licensing of, and regulates the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds, prescribes the fees for such licenses, provides for their collection and distribution, and prescribes penalties for violation of said Act, in certain counties classified on a population basis.

Also:

H. 2326. To amend the title and Section 1 of Act No. 826, S. 405, Regular Session 1965 (Acts 1965, p. 1548), which relates to admissibility of evidence in civil actions in the courts of certain counties classified on a population basis, requires copies to be furnished of written statements taken with respect to accidents about which civil actions may be filed to the person making such statements, and prescribes the effect of failure to furnish such copies as are required in certain counties classified on a population basis.

Also:

H. 2327. To amend the title of Act No. 283, H. 981, Regular Session 1969 (Acts 1969, p. 619), which validates certain elections purportedly held pursuant to Act No. 404, S. 430 of the Regular Session of 1953 (Acts 1953, p. 472), and which amends said Act No. 404 so as to provide further for notice required of the election of the first council after a city elects this form of government, and provides for holding and conducting the elections of the first and subsequent city council in certain cities classified on a population basis.

Also:

H. 2328. To amend the title and Section 1 of Act No. 806, H. 1267, Regular Session 1965 (Acts 1965, p. 1507), which provides for the introduction of hospital records from any hospital organized and operated under state laws as evidence in any court in Alabama, provides for the certifying of said records, enumerates such matters as shall affect the weight of said evidence in the courts, provides for the cost and taxing thereof for such copy and for the filing of said copy, and provides for subpoena duces tecum thereof in certain counties classified on a population basis.

Also:

H. 2329. To amend the title and Section 1 of Act No. 487, H. 699, Regular Session 1967 (Acts 1967, p. 1182), which provides an expense allowance for the district attorney of the circuit court; fixes the expiration date of such expense allowance in certain counties classified on a population basis.

Also:

H. 2330. To amend the title and Section 1.01 of Act No. 404, S. 430, Regular Session 1953 (Acts 1953, p. 472), as last amended, which permits the adoption of the council-manager form of municipal government, provides for the calling and holding of elections to vote thereon, provides for the election, terms of office, qualification numbers, powers, and authority of the council, mayor, and the city clerk, provides for the appointment and removal and defines the powers of the city manager, defines the legal status, form of government and powers of the city, provides for an annual budget, creates and defines the powers and duties of a department of finance and the director thereof, regulates purchases and contracts of the city, to set up terms and effects of succession in government in said city, provides for the establishment of wards, and provides for the means of abandoning the council manager form of government in certain cities classified on a population basis.

Also:

H. 2331. To amend the title and Sections 1, 3 and 4(b), of Act No. 382, H. 880, Regular Session 1963 (Acts 1963, p. 884), as last amended, which provides for the reidentification of all registered voters; directs the Board of Registrars to purge the list of registered voters, and provides a penalty for willfully making a false statement in connection with reidentification in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2473. To provide an expense account for coroners in Monroe County in lieu of all fees he now receives.

Also:

H. 2474. To provide for payment of salaries of deputy sheriffs from the highway and traffic funds of Monroe County.

Also:

H. 2475. Relating to Monroe County; authorizing county board of education to furnish certain supplies and services heretofore furnished by the county governing bodies and relieving county governing bodies of the responsibility of furnishing such supplies and services.

Also:

H. 2476. Relating to Monroe County; providing additional expense allowances for members of the board of education.

Also:

H. 2477. To apply in Monroe County, providing for the appointment of a clerk by the tax collector and for payment of his compensation by the county, repealing conflicting laws.

Also:

H. 2478. To provide clerical assistance for clerks of circuit courts of Monroe County.

Also:

H. 2479. To provide for the compensation of the chief clerk of the judge of probate in Monroe County.

Also:

H. 2480. To apply in Monroe County, providing for the appointment of a clerk by the tax assessor and for payment of his compensation by the county, repealing conflicting laws.

Also:

H. 2481. Relating to Monroe County; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

Also:

H. 2482. To provide a clerk for the county commission or other like governing body in Monroe County, to prescribe the duties of such clerk and to provide for his salary.

Also:

H. 2483. Relating to Monroe County; providing for and regulating the compensation of the county engineer.

Also:

H. 2484. Relating to Monroe County; to provide further for the duties, compensation and expense allowances of the Monroe County Commission.

Also:

H. 2485. To authorize and direct the board of education of Monroe County to reimburse the county superintendent of education any sums expended by him in payment of premiums on surety bonds covering certain employees of the board of education.

Also:

H. 2486. To provide for the appointment of additional deputy sheriffs in Monroe County.

Also:

H. 2487. Relating to Monroe County; relieving the board of registrars of such county from the duty of visiting precincts or voting places in the performance of their duties.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 161. To establish a code of ethics for governmental affairs in the State of Alabama for elected state officials, members of the Legislature, members of boards and commissions, employees, and other persons; to establish the Alabama Board of Ethics for State Elected Officials and fix its powers and duties in connection with said code with respect to elected state officials; to establish a legislative code of ethics and provide for its enforcement; to establish the Alabama Commission on Governmental Ethics and fix its powers and duties in connection with said code with respect to state employees and members of boards and commissions; and to authorize and direct the State Personnel Department to provide investigative and administrative services for the said Commission and Board in connection with said code, to provide prescriptive periods with respect thereto; and to provide civil and criminal penalties in connection with certain violations hereof.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bill, your signature thereto is requested:

S. 29. Relating to Water Safety; changing the name of the Division of Water Safety of the Department of Conservation to "Division of Marine Police"; granting additional powers to the law enforcement personnel of said Division.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 287. To propose and provide for the submission of an amendment to the Constitution of Alabama to amend Amendment CCLXIX to said constitution proposed by Act No. 274, H. 297, Regular Session 1967 authorizing counties and municipalities to levy and collect additional property taxes for public library purposes, so as to provide further for the rate of the tax and the manner in which elections under this amendment shall be called.

Also:

H. 1039. To amend Section 4 of Act Number 205 1966, Special Session to provide actual and necessary expenses for members of the Board of Pharmacy while engaged in the performance of duties of the Board and to provide payment for relief pharmacist.

Also:

H. 317. To make an additional appropriation to the Alabama State Board of Registration for Professional Engineers and Land Surveyors for special investigators, investigations, travel and other necessary expenses incurred in investigations and enforcement of the law.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2025. To repeal Act No. 924, S. 31 approved September 9, 1961, an act relating to regulating the compensation and allowance of tax assessor in certain counties on a population basis (Acts of Alabama 1961 Regular Special Sessions Vol. II, p. 1483).

Also:

H. 2026. To repeal Act No. 923, S. 30 approved September 9, 1961, an act relating to regulating the compensation and allowance of tax collector in certain counties on a population basis (Acts 1961 Regular Special Sessions, Vol. II, p. 1483).

Also:

H. 2027. To repeal Act No. 77, H. 31 approved June 27, 1963, an Act relating to counties having populations of not less than 76,000 nor more than 115,000, providing for meetings of the board of registrars in such counties (Acts of Alabama 1963 Organizational 1st and 2nd Special Regular Sessions Vol. 1, p. 454).

Also:

H. 2084. To apply only in counties having a population of not less than 76,000 nor more than 80,000; providing for the Chairman or President of the County Commission, or other like governing body to pay to any county employee whose salary is received from said County Commission, or other like governing body, sums as sick leave during any temporary illness or disability of said employee.

Also:

H. 2178. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; to authorize establishment of branch banks.

Also:

H. 2181. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; providing for clerk hire allowance for the judges of probate of said counties.

Also:

H. 2183. To amend further Act No. 102, H. 237, Regular Session 1935 (Local Acts 1935, p. 38), which relates to the selection of the superintendent of education and prescribes his duties, qualifications, compensation and term of office, so as to provide further for his compensation.

Also:

H. 2184. To abolish the criminal and quasi-criminal jurisdiction of justices of the peace and notaries public ex officio justice of the peace elected or appointed for any precinct in Macon County, and transferring such jurisdiction to the Inferior Court of Macon County.

Also:

H. 2187. Relating to counties having populations of not less than 24,500 and no more than 25,000, according to the most recent decennial census; authorizing the governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire.

Also:

H. 2188. To repeal Act No. 114, H. 216, approved July 7, 1965; entitled, "Relating to counties having populations of not less than 26,600 nor more than 26,800 inhabitants according to the 1960 or any subsequent decennial census of the United States; authorizing the governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire." (Acts, 1965, Regular Session, Volume 1, p. 174).

Also:

H. 2189. To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in court in every county having a population of not less than 24,500 nor more than 25,000, according to the last or any subsequent decennial census of the population of the United States.

Also:

H. 2190. To repeal Act No. 146, H. 446, approved, August 1, 1961; entitled, "To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in court in every county having a population of not less than 25,750 nor more than 27,000 according to the last or any subsequent decennial census of the population of the United States." (Acts 1961, Vol. 1, P. 189.)

Also:

H. 2191. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; providing for deputy sheriff and the minimum amount and payment of their compensation.

Also:

H. 2193. To fix the compensation of the judge and the solicitor of the inferior court of any county having a population of not less than 24,500 nor more than 25,000, according to the most recent federal decennial census.

Also:

H. 2194. To repeal Act No. 691, S. 512, approved September 1, 1965; entitled, "To fix the compensation of the judge and the solicitor of the inferior court of any county having a population of not less than 26,000 nor more than 27,000 according to the most recent federal decennial census." (Acts 1965, Regular Session Volume II, p. 1284).

Also:

H. 2195. Relating to counties having populations of not less than 24,500 and not more than 25,000, according to the most recent decennial census; providing an additional monthly mileage allowance for members of the governing body, including the chairman, of such counties.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2653. Relating to all counties having populations of not less than 56,500 nor more than 59,000 according to the most recent federal decennial census; providing further for the assessment and collection of ad valorem taxes on motor vehicles, transferring certain duties and responsibilities of the tax assessor and tax collector to the probate judge requiring an additional bond of the probate judge; providing for the deposit of fees and commissions in the general fund of the county; and defining terms.

Also:

H. 2654. To alter, re-arrange and extend the boundaries and corporate limits of the City of Alabaster so as to incorporate certain territory as described herein.

Also:

H. 2659. To provide for the compensation for a member of the county commission elected or appointed as chairman of the county commission in any county having a population of not less than 52,500 nor more than 54,000 according to the most recent federal decennial census.

Also:

H. 2660. To amend the title and Section 1 of Act 149, H. 627, Regular Session 1969, (Acts 1969, p. 426), which provided for compensation and expense allowance for the county governing body in certain counties classified on a population basis.

Also:

H. 2678. To abolish the Inferior Court of St. Clair County and to create and establish in lieu thereof a new Inferior Court System for St. Clair County, Alabama; to define and prescribe its jurisdiction, powers and venue; to provide for the judges and other officers of said court, their powers, duties, tenure and compensation; to set costs of court; to provide rules of procedure for said court and the operation thereof; to provide for the time and place of the holding of said court; to repeal conflicting laws and provide for the effective date of this Act.

Also:

H. 2686. Relating to all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census, electing to come under the provisions of this Act; providing additional and alternate methods for the registration, assessment for taxes, collection of ad valorem taxes, and sale and distribution of tags for motor vehicles, the issuance of motor vehicle drivers licenses and temporary instruction permits and the transfer of ownership of motor vehicles; relating to the collection and issuance of other county licenses, providing exception; creating a county license department and providing for the appointment, qualifications, term, duties and authority of the director and deputy director; transferring certain duties, liabilities, and responsibilities of the tax collector, tax assessor and probate judge to such department; providing for the method by which a county to which this Act applies can elect to come within or withdraw from the provisions of this Act; providing for the appointment of a license inspector for such county or counties and to fix his duties and responsibilities; and repealing conflicting laws.

Also:

H. 2687. To authorize the charging of a "convenience fee" in the amount of 25 cents on the sale of any hunting or fishing licenses sold in Madison County by any special agent who sells hunting or fishing licenses in the City of Huntsville under authority granted pursuant to the provisions of Act No. 623, H. 351, p. 1082, Acts of Alabama, 1951 Regular Session of the Alabama Legislature; prescribing penalties for the violation of the provisions of this Act.

Also:

H. 2688. To authorize the governing body of Madison County to create a county planning commission; to permit members of the county governing body, including its presiding officer, to serve on a county planning commission; to provide for the organization, powers, jurisdiction, personnel, and financial and legal status of such commissions; to authorize the county to adopt regulations for the subdivision of land within the county, and to provide for their administration through a county planning commission; to authorize the county to divide the county into districts and within such districts regulate the use of land, the height, bulk, and use of buildings and structures, the density of population; to provide for county boards of zoning adjustment and define the authority, powers, and functions of such boards, and the procedure and appeals from their decisions; to provide remedies in the enforcement of resolutions and regulations made by the county under the authority of this act; to provide for penalties for violations thereof; to provide for the county and municipalities to join with other counties or municipalities

to establish planning regions and create regional planning commissions and to provide for the organization, powers and duties of such regional planning commission.

Also:

H. 2689. To regulate further the costs and fees in the county courts of all counties having populations of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal census.

Also:

H. 2690. Relating to all counties having not more than 61,000 nor less than 57,000 inhabitants according to the last or any subsequent federal decennial census; to empower the boards of registrars in such counties to designate clerks of cities within such counties and chief clerks of the probate courts in such counties to act as deputy registrars; to prescribe the duties and powers of said deputies and the methods by which application may be taken by said deputies, and to determine the hours during which the boards of registrars shall operate in such counties.

Also:

H. 2695. To apply to counties having a population of not less than 34,100, nor more than 34,900, according to the most recent federal decennial census. Authorizing and empowering the County Commission or other county governing body to divide or redive the County into Commission Districts and to otherwise provide for the election of the members of the Commission.

Also:

H. 1411. To regulate further the fees of sheriffs in all counties of this State having populations of not less than 300,000 and not more than 500,000 according to the most recent federal decennial census.

Also:

H. 1413. To amend further Section 1 of Act No. 192, H. 252, First Special Session 1964 (Acts 1964, p. 256), an Act providing an annual allowance for purchasing uniforms for deputies sheriff in counties having populations of not less than 300,000 nor more than 500,000, so as to regulate further the amount of such allowance.

Also:

H. 1416. To amend further Section 1 of Act No. 440, S. 186, Special Session 1966 (Acts 1966, p. 597), relating to the compensation of the chief deputy and certain employees in the sheriff's department in counties having populations of not less than 300,000 nor more than 500,000.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 2125. To authorize and make provision for the incorporation in any county having a population of not less than 175,000 nor more than 300,000, according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide that in order for any such authority to be organized application be made to the governing body of the county in which such authority is to be organized and to the governing body of at least one municipality therein and that permission for organization of such authority be granted by each such governing body; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that the county in which any authority has been organized and each municipality which duly authorized the organization of such authority may aid and cooperate in the planning, undertaking, acquisition, construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer to such authority money, property (including existing airports and airport facilities) or any right capable of transfer; to implement such provisions by authorizing such county and each such municipality to issue its general obligation bonds for the purpose of aiding in the planning, undertaking, acquisition, construction and operation of airports and airport facilities of an authority organized pursuant to this act; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agent, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence and by forecloseable mortgage on any property of such authority whether then in existence and thereafter acquired; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that such pledges shall be valid and binding when made and effective against third parties without notice from the time a statement thereof is filed in the office of the judge of probate of the county in which such authority is organized and any other county in which there is located any property, the revenues from which are so pledged; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the uses to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom and the property and income of said authority; to authorize the investment in bonds of the authority any idle funds of the county in which such authority was organized and of each municipality which duly authorized the organization of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance compa-

nies; and to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge and indenture and the proceedings authorizing the same.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 865. To amend further the title and Section 1 of Act No. 529 of the 1949 Regular Session of the Alabama Legislature (1949 Acts, p. 827), as amended, which relates to plumbers and plumber examining boards in certain counties classified on a population basis.

Also:

H. 1133. Relating to counties having populations of not less than 25,150 nor more than 26,500, according to the most recent federal decennial census, to provide for an expense allowance for the Court Reporter in the Law and Equity Court in all such counties.

Also:

H. 1266. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent federal decennial census; to provide an expense allowance for members of the county board of education.

Also:

H. 1268. Relating to all counties having a population of not less than 24,500 nor more than 25,000 according to the most recent federal decennial census; to provide for the election of county superintendent of education by the qualified electors thereof; to prescribe duties, qualifications, term of office, and compensation.

Also:

H. 2014. To repeal Act No. 129, H. 176 approved May 9, 1963, an Act relating to counties having populations of not less than 65,000 nor more than 95,000; providing further for the operation of the offices of circuit solicitors in such counties (Acts of Alabama Organizational 1st and 2nd Special Regular Sessions 1963 vol. I, p. 316).

Also:

H. 2015. To repeal Act No. 405, H. 851 approved August 7, 1961, an act relating to regulating the compensation and allowances of Probate Judges in certain counties on a population basis (Acts 1961, Vol. 1, p. 419).

Also:

H. 2020. To repeal Act No. 371, S. 420 approved August 10, 1965, an act relating to the salary of the sheriff in certain counties on a population basis (Acts of Alabama Regular Session 1965 Vol. I, p. 505).

Also:

H. 2021. To repeal Act No. 200, H. 796 approved July 30, 1965, an act relating to the expense allowance for the coroner in certain counties on a population basis (Acts of Alabama Regular Session 1965 Vol. I, p. 283).

Also:

H. 2022. To repeal Act No. 31, S. 9 approved August 24, 1964, an act relating to counties having populations of not less than 65,000 nor more than 95,000; providing for appointment of clerk for the board of registrars whose compensation shall be paid by the county (Acts of Alabama 1st Special Session 1964, p. 54).

Also:

H. 2023. To repeal Act No. 30, S. 8 approved August 24, 1964, an act relating to regulating the compensation and allowance of the Clerk of the Jury Commission of all counties having a population of not less than 65,000 nor more than 95,000 (Acts of Alabama 1st Special Session 1964, p. 53).

Also:

H. 2024. To repeal Act No. 251, H. 641 approved August 15, 1963, an act relating to counties having populations of not less than 65,000 nor more than 95,000; regulating and providing for the payment of compensation of certain county officers (Acts of Alabama Organizational 1st Special 2nd Special Regular Sessions 1963 Vol. 1, p. 661).

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 839. Relating to Tallapoosa County making it unlawful to use an electrical device or certain other devices or instruments to take, catch, stun or kill any game or non-game fish; prescribing penalties therefor and making the possession of any such device prima facie evidence that it is being used for illegal purposes.

Also:

H. 1007. To amend Section 1 of Act No. 81, H. 76, Special Session 1967 (Acts 1967, p. 114), which authorizes the district attorney of the nineteenth judicial circuit to appoint a secretary and provide for compensation thereof.

Also:

H. 1229. To amend the title and Sections 1 and 2 of Act No. 927, H. 895, Regular Session 1961 (Acts 1961, p. 1486), which act provides further for the compensation and allowances of jurors and bailiffs in certain counties classified on a population basis.

Also:

H. 1732. To amend further Section 1, Act No. 47, H. 100, Special Session 1962, as amended by Section 1, Act 441, S. 192 Special Session, 1966, an Act fixing the compensation of certain officers of Elmore County, Alabama.

Also:

H. 1733. To regulate further the fees for recording documents affecting the title to real property in Elmore County; and providing for the disposition of said fees.

Also:

H. 1734. Relating to Elmore County; to provide for an additional fee to be charged by the judge of probate of such county for his services in redemption of land sold for taxes; and providing for the disposition of such additional fee.

Also:

H. 1735. To further regulate the fee for recording change of ownership of a motor vehicle in Elmore County; providing for the disposition of such fees.

Also:

H. 1737. Relating to Elmore County: abolishing the Elmore County Court and establishing in lieu thereof a court of record to be known as the Law & Juvenile Court defining the court's jurisdiction and powers; providing for its officers, and for their powers, duties, and compensation; providing for the creation of two divisions of the court, to be known as "The Tallassee Division" and "The Wetumpka Division"; providing for the holding of terms and the sessions of the divisions; providing for the rules and procedure of the court; providing for fees and costs of Court; and providing for the transfer of all cases pending in the Elmore County Court to the Law & Juvenile Court.

Also:

H. 1739. To amend further Section 1, Act No. 47, H. 100, Special Session, 1962, as amended by Section 1, Act 441, S. 192 Special Session, 1966, an Act fixing the compensation of certain officers of Elmore County, Alabama.

Also:

H. 1836. Relating to Counties having populations of not less than 90,000 nor more than 100,000; to provide for Minute Entries in Misdemeanor cases appealed from County Court, a City Recorder's Court, Mayor's Court, Police Court, a Municipal Court, or any Inferior Court, to the Circuit Courts or any other Courts of Record in such counties.

Also:

H. 1963. Relating to counties having a population of not less than 30,000 nor more than 33,575, according to the most recent federal decennial census; to provide for the annual salary of jury commissioners of such counties to be \$800.00 per year.

Also:

H. 1964. Relating to counties having a population of not less than 30,000 nor more than 33,575 according to the most recent federal decennial census; to provide for jurors pay in such counties to be \$15.00 per day.

Also:

H. 1968. Relating to counties having a population of not less than 33,550 nor more than 34,000 according to the most recent federal decennial census; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2196. To repeal Act No. 216, H. 669, approved July 25, 1969; entitled, "Relating to counties having populations of not less than 26,000 and not more than 27,000; providing an additional mileage allowance for the members of the governing body, of such counties to be used in attending certain conventions." (Acts 1969, Regular Session, Volume I, p. 535.)

Also:

H. 2197. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; to regulate the salaries of the jailers in said counties, payable out of the general funds of the county.

Also:

H. 2340. To provide for an increase in salary for the janitors employed at the County Courthouse in all counties having a population of not less than 55,500 nor more than 56,500 according to the most recent federal decennial census.

Also:

H. 2341. To amend the Title and Section 1 of Act No. 131, H. 141, Special Session 1965 (Acts Special Session 1965, v. I, p. 183) which provides for the appointment of a clerk by the register of the Circuit Court and for payment of such clerk's salary by the county in certain counties classified on a population basis.

Also:

H. 2344. To repeal Act No. 1002, S. 822 approved September 12, 1969, an Act relating to the compensation of certain county officers, allowance for clerical assistance for board of equalization, jury commission, and board of registrars, and the supplemental salaries of certain officers of circuit court (Acts of Alabama Special and Regular Sessions 1969 vol. III, p. 1875).

Also:

H. 2345. To repeal Act No. 368, H. 406 approved September 12, 1966, an Act relating to all counties having populations of not less than 65,000 nor more than 95,000 according to the most recent federal decennial census; regulating the salaries of the members of the jury commission (Acts of Alabama Special Session 1966, p. 508).

Also:

H. 2346. To repeal Act No. 926, H. 1335 approved September 12, 1969, an Act relating to the Sanitary Barber Law and barber commission in certain counties on a population basis (Acts of Alabama Special and Regular Sessions 1969 vol. II, p. 1665).

Also:

H. 2347. To repeal Act No. 370, S. 421 approved August 10, 1965, an act relating to the salary and allowance of members of governing body in counties having populations of not less than 65,000 nor more than 95,000 (Acts of Alabama 1965 Vol. I, p. 504).

Also:

H. 2349. To repeal Act No. 1020, S. 871 approved September 12, 1969, an Act relating to the county governing body having authorization to provide payment of certain expenses incurred by the sheriff and members of the county governing body in certain counties on a population basis (Acts of Alabama Special and Regular Sessions 1969 vol. III, p. 1900).

Also:

H. 2460. Relating to counties having populations of not less than 56,500 nor more than 59,000; providing for the purchase of vehicles for the Sheriff's Department of said county; the upkeep, repair, and purchase of equipment for said vehicles; the purchase of uniforms for Sheriff's deputies, and expenses incurred in transporting prisoners and mental patients out of said counties from the Public Highway and Traffic Fund in said counties at the discretion of the County Commission.

Also:

H. 2461. Authorizing the county governing body of counties of not less than 56,500 population nor more than 59,000 population according to the most recent federal decennial census to make an appropriation of county funds for the relief of Leslie and/or Jo Ann Trawick to compensate for certain damages.

Also:

H. 2462. To provide for the control and disposition of abandoned automobiles in Houston County in the State of Alabama; to require the licensing of automobile junk yards; to set the license fee and the depositing of such funds; to authorize the county and the municipal governing bodies to promulgate rules and regulations and to adopt ordinances relating to the disposition of abandoned automobiles and the operation of automobile junk yards.

Also:

H. 2463. To apply to Houston County, relating to authority of said County to borrow additional money not to be used for any other purpose

than that for which the general funds of the County may now be used; not to total more than \$50,000.00, with interest not to exceed 7% per annum; not to exceed one year in duration and not to mature later than February 1st of the year following that in which the loan is made.

Also:

H. 2471. To authorize the Director of Conservation to open a season in Monroe County for the hunting of female deer or unantlered male deer.

Also:

H. 2472. To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in Monroe County; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Messrs. Register, Givhan and Clark:

S. 1134. Relating to taxation: Exempting nuclear fuel assemblies together with the nuclear material contained therein and other fissionable, fusionable or nuclear materials used or useful in the production of electricity by persons regularly engaged in furnishing electricity to another person or other persons from state, county and municipal taxes, licenses, fees and excises.

Also:

By Mr. Hammond:

S. 1071. To amend Act 493, House 765, Acts of Alabama, 1969, enacted at the 1969 Regular Session of the Legislature of Alabama, to provide for the leasing of heavy duty off-highway construction equipment including the machinery used for grading, drainage; road construction and compaction for the exclusive use of County and municipalities, highways, streets and sanitation departments by the County Board of Revenue, or other similar County governing bodies, the governing bodies of municipalities of the State, and the governing board of instrumentalities of county and municipalities, relative to exemption from the competitive bidding and expenditure of public funds.

Also:

By Messrs. Cook, Bailes, Gilmore, King, Hawkins, Branyon, Pierce, Jones, Malone, Eddington, Foshee and O'Bannon:

S. 295. Proposing an amendment to the Constitution of Alabama relative to canons of ethics for the judicial branch of state government and establishing a Commission of Judicial Ethics and to empower the Legislature to provide for a system of retirement for justices, judges and officials of courts.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

S. 1134. Standing Committie on Ways and Means.

S. 1071. Standing Committee on Ways and Means.

S. 295. Standing Committee on Judiciary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 495. To amend Section 133 of Title 5, Code of Alabama, 1940, relating to banks and banking; requiring banks to remit at par.

Also:

H. 77. To require election officials to make an additional copy of the returns for each polling place at any state, county, municipal or local election and deliver it to the Probate Judge who shall preserve it as a public record for at least 1 year; making it a misdemeanor to fail to comply with the provisions of this Act.

Also:

H. 76. To allow persons who receive articles for services, to dispose of such articles when they are not claimed for certain periods of time, without being liable to their owners.

Also:

H. 59. To amend Section 16 of Act No. 181, H. 245, General Acts of Alabama 1939 (Acts 1939 p. 300), so as to increase fee for duplicate driver's license, and to prescribe the penalty for the making of a false affidavit to obtain a duplicate license.

Also:

H. 1864. To provide for the regulation of the construction of water wells, to provide a system of reporting information concerning the drilling of water wells and results, to provide for the licensing of water well drillers, to provide for the promulgation and publication of rules and regulations to effectuate the provisions of this Act, creating a board to be known as the Alabama Water Well Standards Board, to provide for the qualification, appointment and removal of board members and the filling of vacancies and fixing their tenure of office, and providing penalties for violation of this Act.

Also:

H. 256. To provide for service of process on nonresident operators of watercraft; and to designate the secretary of state as agent for such service of process.

Also:

H. 2076. To amend Act No. 470 Regular Session of 1969, Vol. I, page 912, so as to exempt state institutions of higher learning under the control of boards of trustees from having to secure approval of the Governor for out-of-state travel.

Also:

H. 95. To provide that the county boards of education shall have the power to establish and maintain kindergartens and playgrounds for children within their jurisdiction.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1826. Relating to Dale County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Also:

H. 1827. Relating to the County Commission of Dale County; redividing the county into four Commission districts; providing for the election and terms of the members of the Commission and for the election of a fifth member as Chairman of the Board of Commissioners, relieving the Probate Judge of all his duties and authority as Chairman of the Commission.

Also:

H. 1828. Relating to Dale County, authorizing night-time hunting of raccoons, bobcat and fox with a rifle or shotgun; repealing conflicting laws.

Also:

H. 1923. To repeal Act No. 576, S. 538, approved August 29, 1969 (Acts of Alabama 1969, Vol. II, Page 1062) entitled "An Act relating to all counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census, providing further for the expense allowances for the members of the county governing body" and to provide an effective date.

Also:

H. 1274. Proposing an amendment to the Constitution of Alabama to authorize the consolidation of county offices in Dale County; and the regulation of costs and charges of courts in said county.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 222. To regulate further arrests at the scene of a traffic accident; to authorize certain uniformed law enforcement officers to make arrests at such scenes without a warrant under certain conditions and circumstances.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2057. Relating to the Court of General Sessions of Mobile County; further providing for its jurisdiction, salaries of judges, powers, duties, costs and rules of procedure; repealing Section 22 and amending Sections 3, 8, 10, 11, 20, 21 and 23 of Act No. 40, S. 4, Second Special Session of 1956 (Acts 1956, p. 328), as amended.

Also:

H. 2208. To provide that residency within a municipality shall not be a pre-requisite to employment by municipalities having populations of not less than 40,000 nor more than 45,000.

Also:

H. 2248. Relating to the meetings of Boards of Registrars in Counties having a population of not less than 90,000 nor more than 100,000, according to the most recent federal decennial census; and providing further for the acceptance of applications for registration in such counties.

Also:

H. 2282. To create the office of Supernumerary Probate Judge in any county having a population of not less than 30,000 nor more than 33,575 according to the most recent federal decennial census; prescribing the qualifications, term, duties, powers, authority, compensation or salary of such judge, and providing for the payment of the compensation or salary of any Supernumerary Probate Judge.

Also:

H. 1838. To provide further for hospital services for the indigent in Conecuh County; to authorize the hospital board to provide matching funds for said service and to relieve the county governing body of certain duties.

Also:

H. 1839. To provide the tax assessor of Conecuh County an allowance for clerical assistance, such allowance to be payable out of the general funds of the county.

Also:

H. 1840. To provide clerical assistants for the office of the judge of probate of Conecuh County, and to provide a clerk hire allowance for the judge of probate, payable out of the general funds of the county.

Also:

H. 1841. To provide further for the compensation of the county or deputy solicitor of Conecuh County.

Also:

H. 1842. To provide an additional clerical allowance to the circuit clerk of Conecuh County, such allowance to be payable out of the general funds of the county.

Also:

H. 1843. To provide an expense allowance for members and the chairman of the Conecuh County Commission or other like governing body of Conecuh County.

Also:

H. 1900. To provide for the selection of the Superintendent of Education of Geneva County, prescribing his qualifications, providing for his term of office, salary and powers and duties, and further providing for the filling of vacancies in the office.

Also:

H.1965. To provide for the seizure and confiscation of property used in illegal night hunting of deer in counties having a population of not less than 21,000 nor more than 22,000.

Also:

H. 1982. To amend the title and Section 1 of Act No. 156, S. 145, Regular Session 1965 (Acts 1965, p. 226), which Act provides for the employment of a secretarial assistant by the County Solicitor in certain counties classified on a population basis.

Also:

H. 2034. Relating to counties having a population of not less than 34,100 nor more than 34,900 according to the most recent federal decennial census; entitling the coroner to a scale of fees.

Also:

H. 2128. To amend further Act No. 13, H. 118, of the Regular Session of 1947 (Local Acts 1947, p. 7) which establishes for the municipality of Phenix City a pension and relief system for the benefit of firemen and policemen, so as to regulate further membership in and creditable service for and retirement under such system; further regulating benefits payable under such system and the investment of monies in the Fireman's and Policeman's Pension and Relief Fund; and for such purposes amending Sections 4, 16, and 26 and further amending Sections 9 and 15, as amended.

Also:

H. 2129. Relating to all counties having populations of not less than 42,000 nor more than 49,500 according to the most recent federal decennial census; to set a fee for the issuance of pistol permits, and to provide for the collection and disposition of said fees.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1250. To provide an additional expense allowance for each court reporter in the 8th Judicial Circuit.

Also:

H. 2042. Relating to the City of Athens in Limestone County; providing for the term of the Mayor and for overlapping terms of the members of the City Council.

Also:

H. 2043. Further regulating the meetings of the county board of registrars in counties having a population of not less than 39,500 nor more than 41,750 according to the most recent federal decennial census.

Also:

H. 2135. Relating to counties having a population of not less than 27,000 nor more than 27,900, according to the most recent federal decennial census; to provide that where the chairman of the governing body of such counties is authorized to employ a clerk to whom he may delegate any clerical or purely administrative duty and that the salary of such clerk shall be established and provided for by the county governing body.

Also:

H. 2044. To provide expense allowance for the incumbent Circuit Court Clerk in all counties having a population of not less than 39,500 nor more than 41,750, said allowance to commence October 1, 1971, and to expire at the end of the term of the office of the incumbent Circuit Court Clerk and to be payable out of the general funds of the respective counties.

Also:

H. 2045. To provide for the compensation and expense allowances for certain officers and employees and to provide additional allowances for the employment of deputies, clerks and other assistants in all counties having a population of not less than 39,500 nor more than 41,750.

Also:

H. 2016. To repeal Act No. 189, H. 245 approved August 28, 1964, an Act relating to the Sheriff's deputies; number; tenure; and compensation in certain counties on a population basis (Acts of Alabama 1st and 2nd Special Sessions 1964, p. 254).

Also:

H. 2017. To repeal Act No. 216, H. 207 approved May 10, 1967, an Act relating to the allowance for expenses of tax assessor, tax collector, sheriff, circuit court clerk, probate judge and county court judge in certain counties on a population basis (Acts of Alabama Organizational Special Regular Sessions 1967 vol. I, p. 258).

Also:

H. 2018. To repeal Act No. 38, H. 8 approved June 28, 1967, an Act relating to the allowance for expenses of tax assessor, tax collector and circuit court clerk in certain counties on a population basis (Acts of Alabama Organizational Special Regular Sessions 1967 vol. I. p. 367).

Also:

H. 2019. To repeal Act No. 66, H. 55 approved February 7, 1956, an Act relating to the expenditures for offices of probate judge, sheriff, tax collector, tax assessor and circuit court clerk in certain counties on a population basis (Acts of Alabama Special Sessions 1956 vol. I, p. 99).

Also:

H. 2028. To repeal Act No. 382, H. 880 approved August 30, 1963, an Act relating to counties having a population of not less than 76,000 nor more than 96,000: Providing for the reidentification of all registered voters; directing the Board of Registrars to purge the list of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification (Acts of Alabama 1963 vol. 2, p. 884).

Also:

H. 2029. To repeal Act No. 190, H. 246 approved August 28, 1964, an Act relating to the salary and expense allowance of judge of probate in certain counties on a population basis (Acts of Alabama 1st and 2nd Special Sessions 1964, p. 254).

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2497. To provide for supplemental salary to be paid by Henry County, Alabama, to the additional Judge, Place Number 2, of the Judicial Circuit embracing Henry County; to fix the amount and method of payment thereof; and to further provide the effective date of said Act.

Also:

H. 2507. Relating to counties having a population of not less than 15,650, nor more than 16,200, according to the most recent federal decennial census; providing for the election of the associate members of the county governing body.

Also:

H. 2508. To amend the title and Section 1 of Act No. 492, H. 1046, Regular Session 1965 (Acts 1965, p. 712) which repeals special county excise taxes in certain counties classified on a population basis.

Also:

H. 2522. To provide that St. Clair County construct, repair, and maintain all county roads on the basis of the County as a unit without regard to

district or beat lines; to designate the duty of the county governing body to employ a county engineer and the qualifications for said engineer; to fix and designate the duties, powers, and authority of said county engineer, and to fix the amount of his bond, provide for the approval of same and payment of premiums thereon; to provide for the fixing of a scale of wages and salaries; to designate the county engineer as the person to make requisitions for road supplies and equipment; to designate the county engineer as custodian of all tools, machinery, supplies, and equipment relating to roads in St. Clair County; to provide for the setting aside of road funds by the county commission, and for the expenditure of the same; to provide for emergencies; to further provide the duties of the members of the county commission; to provide travel and other expenses for the members of the county commission in carrying out the duties imposed on them by the provisions of this Act; to repeal all laws in conflict with this Act, and to expressly repeal Act No. 168 of the Regular Session of the Legislature of 1953.

Also:

H. 2523. To provide for a Personnel Appeals Board for St. Clair County and for any city over 5,000 population in said county; to prescribe the qualifications, terms, duties, and compensation of its members, and to provide rules relating to political activities by employees of St. Clair County and any city in said county to which this act applies; and to give the act a retroactive effect.

Also:

H. 2539. To repeal Act No. 712, H. 999, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 1550), entitled, "An Act To provide an expense account for coroners in counties having populations of not less than 22,372 nor more than 24,000 in lieu of all fees he now receives."

Also:

H. 2540. To repeal Act No. 609, H. 742, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 1410), entitled, "An Act To create an inferior court for counties having populations of not less than 22,372 nor more than 24,000; to replace county courts of counties having populations of not less than 22,372 nor more than 24,000."

Also:

H. 2541. To repeal Act No. 287, H. 934, approved August 27, 1963, Regular Session 1963 (Acts 1963, p. 732), entitled, "An Act Relating to counties having populations of not less than 22,350 nor more than 24,350; providing expense allowances for members of the governing bodies of such counties."

Also:

H. 2542. To repeal Act No. 169, H. 156, approved July 30, 1965, Regular Session 1965 (Acts 1965, p. 236), entitled, "An Act To provide a clerk for the county commission or other like governing body in counties having a population of not less than 22,350 and not more than 24,350 according to the most recent federal decennial census, to prescribe the duties of such clerk and to provide for his salary."

Also:

H. 2543. To repeal Act No. 212, H. 165, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 242), entitled, "An Act To apply in all

counties having a population of not less than 22,350 nor more than 24,350, according to the last or any subsequent federal decennial census; providing for the compensation of the chief clerk of the judge of probate in every such county."

Also:

H. 2544. To repeal Act No. 113, H. 155, approved July 7, 1965, Regular Session 1965 (Acts 1965, p. 173), entitled, "An Act To provide for the appointment of additional deputy sheriffs in counties having a population of not less than 22,350 and not more than 24,350 according to the most recent federal decennial census."

Also:

H. 2545. To repeal Act No. 240, H. 284, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 324), entitled, "An Act To apply in counties having populations of not less than 22,350 nor more than 24,350, providing for the appointment of a clerk by the tax collector and for payment of his compensation by the county, repealing conflicting laws."

Also:

H. 2546. To repeal Act No. 239, H. 283, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 323), entitled, "An Act To apply in counties having populations of not less than 22,350 nor more than 24,350, providing for the appointment of a clerk by the tax assessor and for payment of his compensation by the county, repealing conflicting laws."

Also:

H. 2547. To repeal Act No. 210, H. 164, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 240), entitled, "An Act To provide for and regulate the compensation of county engineers of all counties having populations of not less than 22,350 nor more than 24,350, according to the last or any subsequent federal decennial census."

Also:

H. 2548. To repeal Act No. 288, H. 935, approved, August 27, 1963, Regular Session 1963 (Acts 1963, p. 732), as amended, entitled, "An Act Relating to counties having populations of not less than 22,350 nor more than 24,350; providing additional expense allowances for members of the board of education of such counties."

Also:

H. 2549. To repeal Act No. 37, H. 106, approved October 29, 1965, Third Special Session 1965 (Acts 1965, p. 251), entitled, "An Act To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in all counties having populations of not less than 22,350 nor more than 24,000 according to the 1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act."

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2677. To fix the salaries and allowances of certain officers in St. Clair County and to provide for clerical assistance, office space, equipment and supplies necessary for the conduct of their offices; to remove the Register from the fee basis, placing Register on salary, basis of compensation and fixing salary thereof; provide that all fees charged or collected by certain officers of the county be paid into the county treasury; repeal all acts or parts of acts in conflict with this Act; provide for a referendum election to be held pursuant to Amendment 196 of the Alabama Constitution of 1901.

Also:

H. 2675. To repeal Act No. 110, H. 426, approved June 27, 1963, Regular Session 1963 (Acts 1963, p. 490), entitled, "An Act To regulate the compensation of members of the county board of education in counties having populations of not less than 25,800 nor more than 26,700, according to the 1960 or any subsequent federal decennial census."

Also:

H. 2131. For the purpose of enforcing the laws relative to children; to define further a delinquent child in all counties having populations of not less than 60,000 nor more than 65,000.

Also:

H. 2202. To provide each county commissioner and the chairman of each county commission in counties having populations of not less than 17,000 nor more than 20,000 an expense allowance, such allowance to be payable out of the general fund of the county.

Also:

H. 2311. To provide that the county commission shall set the salary of deputy sheriffs at an amount not to exceed \$700 per month in counties having a population of not less than 17,000 nor more than 20,000 according to the most recent federal decennial census.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 1004. To amend Subsection I of Section 204, Subsections A, B and D of Section 216, Section 217, Subsection A of Section 218, and Subsection C and Paragraph (1) of Subsection E of Section 240, Title 26, Chapter 4, Code of Alabama 1940, as last amended, relating to transfer of tax rating experience to a successor employer, claim determinations and redeterminations,

hearing and decision of disputed claims, assessment of delinquent contributions, and execution, levy and sale for contributions; all relating to unemployment compensation.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2332. To amend the title and Section 1 of Act No. 99, S. 34, Second Special Session 1963 (Acts 1963, p. 278), which regulates further the method of summoning jurors in certain counties classified on a population basis.

Also:

H. 2401. To amend the title and Sections 1, 3, and 4 and to repeal Section 2 of Act No. 135, H. 117, Special Session 1967 (Acts 1967, p. 185), which provides for the appointment, equipment, training and compensation of deputies, aides and assistants of the sheriff of certain counties classified on a population basis.

Also:

H. 2402. To amend the title and Section 1 of Act No. 692, H. 954, Regular Session 1967 (Acts 1967, p. 1518), which provides an additional expense allowance for the sheriff of certain counties classified on a population basis.

Also:

H. 2403. To amend the title and Sections 1, 3 and 4(b), of Act No. 382, H. 880, Regular Session 1963 (Acts 1963, p. 884), as last amended, which provides for the reidentification of all registered voters; directs the Board of Registrars to purge the list of registered voters, and provides a penalty for willfully making a false statement in connection with reidentification in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 801. To amend Section 1 of Act No. 96 enacted at the 1963 Second Special Session of the Legislature of Alabama so as to provide that counties, as well as municipalities, may issue the revenue bond anticipation notes therein provided for, and to provide that municipalities or counties that have issued such bond anticipation notes may, when such notes are held by the United States of America or any agency or instrumentality thereof, issue and

deliver revenue bonds in exchange for an equal principal amount of such notes without compliance with the provisions of Section 259 of Title 37 of the Code of Alabama of 1940.

Also:

H. 894. To regulate the sale, offering for sale, distribution and transportation of pesticides by prescribing certain conditions and requirements therefor; to provide that the sale, offering for sale, distribution and transportation of certain highly toxic pesticides may be restricted, limited in use or prohibited; to require the annual registration of pesticides with the Commissioner of Agriculture and Industries before such products are sold, offered for sale or delivered or transported within this State; to require use permits for the purchase and use of restricted use pesticides; to require a special license for the sale or offering for sale of any restricted use pesticides; to create and establish a Pesticide Advisory Committee to perform certain duties in connection with the administration of this Act; and to provide for the administration and enforcement of this Act by the Commissioner of Agriculture and Industries with exemption provisions; authorizing the adoption of rules and regulations to carry out the purpose of this Act; to provide enforcement and penalty provisions for violations of this Act, and to repeal conflicting laws.

Also:

H. 311. To amend Section 396, Title 51, Code of Alabama 1940, as amended, which relates to fiduciary returns and to remove the requirement that the returns be made under oath.

Also:

H. 312. To amend Section 406, Title 51, Code of Alabama 1940 which relates to corporation returns and the officials authorized to sign the returns; to remove the requirement that the return be sworn to by such officials.

Also:

H. 313. To amend Section 426, Title 51, Code of Alabama 1940 relating to excise tax on financial institutions and the officials authorized to sign returns; to remove the requirement that the return be sworn to by such official.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Pelham:

S. 542. To amend Section 1 of Act No. 999 of the Regular Session of the Legislature of Alabama, 1969, approved September 12, 1969 (Acts of Alabama 1969, p. 1855), which Act created a retirement system for peace officers as defined therein, so as to include enforcement officers of conservation laws within the provisions of said Act.

Also:

By Mr. Wilson:

S. 1231. To extend the boundary lines and corporate limits of the town of Sumiton in Walker and Jefferson Counties.

With notice and proof thereto attached and herewith exhibited as follows.

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange, and extend the boundaries of the City of Sumiton in Walker County.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the City of Sumiton in Walker County are hereby altered, rearranged, and extended so as to include within the corporate limits of such city, in addition to the territory included within the present corporate limits, the following described territory:

Commence at the N.W. corner of N.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ Sec. 15 T-15-S R-5-W for the point of beginning. Thence South along west boundary of said forty to S.W. corner of said forty. Thence continue south in a straight line along west boundary of S.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ a distance of 330.0 ft. Thence east to west property line of Robert Haun property. Thence south along said west line of Robert Haun property to center line of public paved road. Thence east along center line of said public paved road to east line of S.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$. Thence south along east boundary of said forty to S.E. corner. Thence east along south boundary of S.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ to property line that is between Howard Porterfield and Troy Young Thence north along west boundary of Howard Porterfield property line to center line of public paved road. Thence west along said center line of paved public road to the west boundary of S.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$. Thence south along west boundary of said forty to the S.W. corner of said forty. Thence west along south boundary of S.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ Sec. 15 T-15-S R-5-W to center line of old Bryan road. Thence north along center line of old Bryan paved public road to south property line of Lindsey Graham. Thence west along Lindsey Graham property line to the west boundary of the S.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$. Thence north to the N.W. corner of N.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ sec. 15 T-15-S R-5-W. Thence east along north boundary of said N.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ Sec. 15 T-15-S R-5-W to the N.E. corner of N.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ the point of beginning.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jacqueline Gober, who, being by me first

duly sworn, deposes and says that during the times herein mentioned she was Bookkeeper of the Daily Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 28, August 4, 11 and 18, all in the year 1971.

JACQUELINE GOBER.

Sworn to and subscribed before me August 20, 1971.

R. W. BOTELER, JR.,
Notary Public.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 542. Standing Committee on Ways and Means.
- S. 1231. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 181. Changing the name of the Mobile State Junior College to the S. D. Bishop State Junior College.

Also:

H. J. R. 146. Providing for continuation of the joint committee established by HJR 107, Act No. 483, approved September 6, 1957, to study the problems involved in the production and processing of cotton.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate accedes to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the bill:

H. 2231. Relating to certain offices and officers of Chilton County; changing the mode of compensation of such officers; placing such officers on a salary basis, subject to the ratification of a constitutional amendment.

And the President and Presiding Officer of the Senate appointed as conferees on part of the Senate Messrs. Littleton, Fine and Foshee.

McDOWELL LEE,
Secretary.

REPORT OF THE STANDING COMMITTEE
ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolution, to-wit:

H. J. R. 191. Relative to adjournment.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

CERTIFICATE OF CLERK

To The House of Representatives:

I hereby certify that the House Bills hereinafter mentioned were delivered to the Executive Department on the date and hour named, and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 4:30 P.M. on September 2, 1971:

H. 1985

H. 82

H. 1073

H. 111

Delivered to the Governor at 5:00 P.M. on September 2, 1971:

H. 2647

JOHN W. PEMBERTON,
Clerk.

CERTIFICATE OF CLERK

To The House of Representatives:

I hereby certify that the House Joint Resolution hereinafter mentioned was delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 9:00 A.M. on September 3, 1971.

H. J. R. 191

JOHN W. PEMBERTON,
Clerk.

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Downing to suspend the rules to take up out of order the bill, H. 866, was adopted.

Yeas 58; Nays 6.

Yeas:

Mr. Speaker	Connell	Headley	Perloff
Adams	Cottingham	Jones (E)	Reid (R)
Agee	Crowe	Kinsey	Roberts
Barkett	Doss	Lang	St. John
Benton	Downing	Lutz	Slate
Boles	Drake	McBride	Stokes
Boutwell	Easters	McCluskey	Stubbs
Brassell	Ellis	McCorquodale	Therrell
Callahan	Erdreich	Meeks	Waggoner
Carter	Falkenburg	Naramore	Warren
Casey	Gafford	O'Daniel	Weeks
Cauthen	Goodwin	Owens	Wise
Cherner	Grainger	Parker (H)	Wood
Chesnut	Hale	Parker (T)	Wynot
Collins	Hardin		

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Nays:

Messrs.:	Carnes	Hearn	Turner
Baker	Crawford	Snell	

—6

MOTION TO ADJOURN

Mr. Manley moved that the house adjourn until 2:00 o'clock p.m., Tuesday, September 14, 1971.

The substitute motion of Mr. Baker that the House adjourn until 10:00 o'clock a.m., Tuesday, September 14, 1971, was lost.

Yeas 15; Nays 65.

Yeas:

Messrs.:	Casey	Falkenburg	Merrill
Adams	Cauthen	Lang	Nettles
Baker	Chesnut	Lutz	Therrell
Barkett	Edwards	McCorquodale	Weeks

—15

Nays:

Mr. Speaker	Connell	Flippo	McCluskey
Adwell	Coshatt	Gafford	McDonald
Agee	Cottingham	Goodwin	Manley
Bassett	Crawford	Grainger	Mathews
Benton	Cross	Gray (F)	Meeks
Boutwell	Crowe	Grey (D)	Mims
Bowers	Culver	Hale	Naramore
Brassell	Dill	Hardin	O'Daniel
Callahan	Doss	Headley	Owens
Carnes	Downing	Hearn	Parker (T)
Carter	Drake	Hill	Perloff
Collins	Easters	Kinsey	Pruitt

Reid (R)	Smith (K)	Stubbs	Williams
Reynolds	Smith (P)	Turner	Wise
Roberts	Snell	Waggoner	Wood
St. John	Stokes	Warren	Wynot
Slate			

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The question, then, was on the adoption of the motion of Mr. Manely that the House adjourn until 2:00 o'clock p.m., Tuesday, September 14, 1971, and the motion was adopted.

Yeas 45; Nays 43.

Yeas:

Mr. Speaker	Collins	Gray (F)	O'Daniel
Baker	Coshatt	Hardin	Owens
Barkett	Cottingham	Headley	Perloff
Bassett	Cross	Jones (E)	Slate
Benton	Dill	McCorquodale	Snell
Boutwell	Doss	McDonald	Therrell
Brassell	Easters	Maniey	Turnham
Callahan	Edwards	Mathews	Waldrop
Carter	Gafford	Meeks	Weeks
Casey	Gloor	Merrill	Wood
Cauthen	Goodwin	Naramore	Wynot
Chesnut			

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Nays:

Messrs.:	Downing	Lutz	Roberts
Adams	Drake	McBride	St. John
Adwell	Erdreich	McCluskey	Smith (K)
Bank	Falkenburg	Mims	Smith (P)
Bowers	Flippo	Nettles	Stokes
Carnes	Grainger	Parker (H)	Stubbs
Cherner	Grey (D)	Parker (T)	Turner
Connell	Hale	Pruitt	Waggoner
Crawford	Hill	Reed (T)	Warren
Crowe	Kinsey	Reid (R)	Williams
Culver	Lang	Reynolds	Wise

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THIRTY-FOURTH DAY

House of Representatives
Montgomery, Alabama
Tuesday, September 14, 1971

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by the Reverend Athal F. Beasley, Associate Pastor, Normandale United Methodist Church, Montgomery, Alabama.

ROLL CALL

On a call of the roll of the House, the following members answered to their names:

Mr. Speaker	Crowe	Jones (E)	Reynolds
Adams	Culver	Jones (F)	Roberts
Adwell	Dill	King	Robertson
Agee	Doss	Kinsey	St. John
Baker	Downing	Lang	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waggoner
Cauthen	Gray (D)	O'Daniel	Waldrop
Cherner	Hale	Owens	Wallace
Chesnut	Hardin	Parker (H)	Warren
Collins	Harris	Parker (T)	Weeks
Connell	Headley	Perloff	Williams
Coshatt	Hearn	Pruitt	Wise
Cottingham	Hill	Reed (T)	Wood
Crawford	Hobbie	Reid (R)	Wynot
Cross	Jackson		

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A quorum was present.

REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the thirty-third legislative day and finds the same to be correct.

TOM DRAKE,
Chairman.

On motion of Mr. Gloor, the reading at length of the Journal of the House for the thirty-third legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the thirty-third legislative day was approved.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following resolution, S. J. R. 102, and ordered same returned to the House with a favorable report.

RESOLUTION ADOPTED

On motion of Mr. Jackson, the resolution, S. J. R. 102, was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill:

H. 137. Further amending Code of Alabama 1940, Title 34, Section 20; relating to marriage and divorce; making incompatibility of temperament a ground for divorce.

And the President and Presiding Officer of the Senate appointed as Conferees on part of the Senate Messrs. Dominick, Lybrand and Horne.

McDOWELL LEE,
Secretary.

BILLS ON SECOND READING

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 557. Regulating the compensation of Legislative Reference Analysts or persons in other similar positions, who are employed by the Legislative Reference Service subject to the provisions of the Merit System; providing that the rate of compensation of such persons shall never be less than the rate of compensation prescribed for attorneys in corresponding ranks in the classified service.

Mr. Merrill, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 255. To further provide for supernumerary district attorneys.

S. 329. Relating to the Twelfth Judicial Circuit of Alabama; providing for separation of the Jury by consent in the Circuit Courts of the Counties composing such Circuit.

S. 330. To regulate the compensation of Jurors in the Twelfth Judicial Circuit of Alabama.

S. 417. To regulate expense allowances of circuit judges when ordered to hold court or perform official duties outside the respective circuits for which they are elected, amending Section 179 of Title 13 of the Code of Alabama 1940, as amended.

S. 796. To amend Section 2(d), (g), 17(a), and 27 of the Securities Act of Alabama (Acts 1959, V. 2, p. 1318, et seq., Act No. 542, Regular Session 1959 as amended by Acts 605 and 740, 1969 Regular Session) so as to further provide for the registration of securities dealers and salesmen, to provide for a change in the statute of limitations for violations of this act, and to further provide for the disposition of revenues collected by the Securities Commission.

S. 797. Relating to Securities; providing for the assessment of fees by the Securities Commission upon application for exemptions under the Provisions of Act #542, Regular Session, 1959 (Acts 1959, Page 1318, as amended).

S. 940. To repeal Title 29, Section 102, Code of Alabama 1940, which Section allows sheriffs or other officers a FIFTY DOLLAR (\$50.00) fee for furnishing evidence to support a conviction in distilling cases.

S. 963. To be known as the Alabama Limited Partnership Act, relating to the law of limited partnerships and limited partnership property, including with respect thereto definition of terms, rules of construction, rules for cases not provided for in this Act, provisions for existing limited partnerships, definition of limited partnerships, formation, business which may be carried on, character of limited partner's contribution, limited partnership name, liability for false statements in certificate, limited partner not liable to creditors, limited partner shall not act as agent, admission of additional limited partners, rights, powers and liabilities of a general partner, rights of a limited partner, status of person erroneously believing himself a limited partner, one person both general and limited partner, loans and other business transactions with limited partner, relation of limited partners inter se, compensation of limited partner, withdrawal or reduction of limited partner's contribution, liability of limited partner or partnership, nature of limited partner's interest in partnership, assignment of limited partner's interest, effect of retirement, death, insanity or mental incapacity of a general partner, death of a limited partner, the rights of creditors of limited partners, distribution of assets, when certificate shall be cancelled or amended, requirements for amendment and for cancellation of certificate, parties to actions; to repeal Sections 6-27, both inclusive, Title 43, Code of Alabama 1940, and all acts amendatory thereof, except as affecting existing limited partnerships to the extent set forth in Section 5 of this Act, and other inconsistent legislation.

S. 964. To be known as the Alabama Partnership Act, relating to the law of partnerships and partnership property, including with respect thereto definition of terms, interpretation of knowledge and notice, rules of construction, rules for cases not provided for in this act, nature of a partnership, relations of partners to persons dealing with the partnership, relations of partners to one another, property rights of a partner, dissolution and winding up; to repeal Sections 1 to 5 inclusive and Sections 28 to 35 inclusive of Title 43 and Sections 280-292 inclusive of Title 61, Code of Alabama 1940, as amended, and Act No. 584, General Acts 1957, and Act No. 1071, General Acts 1969, and other inconsistent legislation.

S. 1033. To amend Section 6 of Act No. 344, H. 301, approved September 5, 1955, as amended, (Acts of Alabama 1955, p. 780), which created the Fort Morgan Historical Commission so as to provide further for the salaries of the secretary and historian and the assistant secretary of the commission.

S. 1070. To establish a Study Commission of Alabama's Judicial System; to prescribe its powers, functions, purposes and duties; to provide for the membership and officers of said Commission; to authorize such Commission to conduct studies and make recommendations pertaining to the judicial system and the administration of justice in Alabama.

Mr. Stubbs, Chairman of the Standing Committee on Business and Labor, reported that said Committee in session had acted on the following bill

and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 496. To amend Code of Alabama 1940, Title 26, Section 158, relating to persons working in coal mines.

Mr. Bank, Chairman of the Standing Committee on Health, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 172. To amend Section 270 of Title 22 of the Code of Alabama 1940, Recompiled 1958 to provide for medical treatment of minors with venereal disease.

S. 664. Authorizing consent to legally authorized medical, dental, health and mental health services by some minors, minor parents and others and not requiring consent under certain circumstances or conditions and providing indemnity from damages by persons relying on these consents.

S. 808. To amend Section 4 of Act No. 211, Acts of Alabama 1945, p. 331, as amended by Section 2, Act No. 271, Acts of Alabama 1947, p. 114, as amended by Section 1, Act No. 870, Acts of Alabama 1965, p. 1631, and recompiled as Title 22, Section 204(6), Code of Alabama 1940, Recompiled 1958, relating to the public health; providing an Advisory Council to the State Board of Health; and prescribing qualifications of the members of said Advisory Council.

S. 868. To amend Sections 2, 5 and 6 of Act Number 771, enacted at the 1969 Regular Session of the Legislature of Alabama (Acts 1969-70, page 1373), (an act to provide for the control and disposal of solid wastes) so as to provide the method of obtaining a certificate of exception, to provide for the collection of fees, charges and rates for providing services, and to provide penalties for failing to pay said fees, charges and rates, and for failing to comply with conditions of certificate of exception issued under said Act.

S. 1002. To further provide for the administration of Sections 1901 through 1908 of the Federal Social Security Act by the State Health Department.

Mr. Pruitt, Chairman of the Standing Committee on Banking, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 122. To provide maximum finance charges for loans and credit sales; to regulate extensions of credit, including consumer loans, consumer credit sales and consumer leases; to provide penalties for violation of this Act; and to authorize the Superintendent of Banks to administer this Act.

S. 1142. To amend Code of Alabama, 1940, Title 5, Section 131, so as to authorize and approve the use of automatic unmanned cash dispensing machines by banks on each day of the week including Sunday.

Mr. Smith (P), Chairman of the Standing Committee on Agriculture, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 1051. To amend Act No. 1049, S. 8, Legislature of 1969 (Regular Session), approved September 12, 1969 (Acts of 1969, Vol. III, pp. 1939-1965, an Act to provide for the mandatory inspection of the slaughter of cattle, sheep, swine, goats, and equines, and poultry, and the preparation of the carcasses, parts thereof, meat and meat food products of such animals; solely for distribution within this State; etc., by amending Section 1 (k), Section 1 (1) (5) and Sections 2, 7 (c), 10 (c), 15 and 16 (a) of said Act to the end that the requirements of said Act will be at least equal to requirements imposed by the provisions of the Federal Meat Inspection Act and the Federal Poultry Products Inspection Act.

Mr. Hardin, Chairman of the Standing Committee on Conservation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 815. To protect wildlife exhibited for public purposes; to provide that the Director of Conservation may prescribe standards for the care and treatment of captive wildlife; to require persons exhibiting wildlife to secure a permit from the Department of Conservation and to pay a permit fee of twenty-five dollars (\$25.00) therefore; to provide punishment for the violation of the provisions of this Act or the standards established hereunder.

Mr. McCorquodale, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

S. 159. (With Amendment): Proposing an amendment to the Constitution relating to the Legislature Department.

The above bill was read a second time at length as required by the Constitution.

Mr. McDonald, Chairman of the Standing Committee on Commerce and Transportation, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendments, and it was read a second time and placed on the Calendar, to-wit:

S. 1173. (With Amendments): To be known as the "Alabama Occupational Safety and Health Act" the general purpose of which is to prevent accidents and occupational diseases; to create the Occupational Safety and Health Commission; to vest enforcement and administration of this Act in said Commission; to authorize the Commission to employ an Executive Director and other personnel; to authorize said Executive Director to make certain contracts deemed necessary by him and approved by the Commission; to set out the powers and duties of the Commission and its Executive Director; to authorize the Executive Director to take action to eliminate any clear and immediate threat to safety and health; to provide for appeals from orders of the Executive Director; to set penalties for violations; to authorize inspections and investigations by the Executive Director; to authorize the making of rules and regulations and the granting of variances therefrom by the Commission; to authorize the appointment of a State Safety Engineer; to allow employers to require physical examinations of employees; to provide for transfer of functions and funds from other State departments; to authorize compliance with the Federal Occupational Safety and Health Act of 1970; to exempt

mines and mining from the operation of this Act; and to provide for the appropriation of funds to the Commission.

Mr. Crawford, Chairman of the Standing Committee on Local Government, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 249. To abolish primary elections of political parties in all cities and towns of 300,000 population or less; and to repeal conflicting laws.

S. 1135. To amend Act No. 265, Regular Session 1963 (Acts 1963, p. 696) which Act authorizes the incorporation of Airport Authorities, to provide for the number of members of the Board of Directors of such Authority, the manner in which they shall be elected and to provide for the term of office of the members of said board of Directors, to authorize the acquisition by eminent domain, construction, installation, equipping, maintaining and operating sanitary and storm sewer systems, water, electric and gas systems, upon, adjacent to, in connection with or for the furtherance of the use of any airport, heliport, aircraft landing area or manufacturing, industrial or retail shopping area owned or operated by the Authority, to provide for the employment of security guards by such authority, to provide for the employment of security guards by such Authorities, to authorize any county, city or other political subdivision, public corporation, agency or instrumentality of this State to furnish at the request of such Authority fire and air crash equipment of all kinds and personnel to properly operate such equipment at any airport, heliport or aircraft landing area owned, operated or used in connection therewith by such Authority, to prohibit any county, city or town from requiring the payment of any tax or privilege license by any person, firm or corporation for the reasonable use of its public streets, roads or highways in going to or from any airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of such Authority, and to validate all contracts entered into or legal actions heretofore instituted by and de facto or de jure Authority organized under said Act No. 265, Regular Session 1963.

S. 146. To amend Code of Alabama 1940, Title 25, Section 45, which relates to the form and sale of bonds of county housing authorities, amending such section in relation to the interest rate.

S. 343. To provide for the issuance of special license tags to members of the Alabama Jaycees.

Mr. Naramore, Chairman of the Standing Committee on Highway Safety, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

By Mr. Givhan:

S. 271. To amend Section 89, Title 36, Code of Alabama 1940, as amended, relating to size and weight of vehicles and loads, so as to increase the permissible width of certain vehicles to eight feet, nine inches.

Mr. Collins, Chairman of the Standing Committee on Local Legislation No. 3, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 1190. To amend Act No. 1191, Regular Session 1969, an act applying only in counties having populations of not less than 300,000 nor more than 500,000 and providing for the establishment of the Juvenile Division of the Circuit Court of the circuit composed of the county in which such Juvenile Court exists.

S. 485. To repeal Act No. 631, S. 556, Regular Session, 1969, (Acts 1969, p. 1157), which relates to counties having populations of not less than 300,000 nor more than 500,000; prohibiting the killing of unantlered male deer.

Mr. Jones (F), Vice-Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bill and ordered the same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 174. To amend Act Number 657, Regular Session Alabama Legislature, 1965, pertaining to the appointment of deputy district attorneys for the Fifteenth Judicial Circuit of Alabama and their salaries.

Mr. Bassett, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 342. Relating to counties having populations of not less than 10,800 nor more than 19,000, and counties having populations of not less than 65,000 nor more than 110,000; to confer additional authority upon such counties in relation to the construction, leasing, maintenance, and operation of detention centers for lodging adolescents and persons confined on order of juvenile judges in such counties.

S. 916. To repeal Act No. 31, H. 96, Third Special Session 1965 (Acts 1965 Third Special Session, v. 1, p. 239) an Act to provide per diem compensation payable out of the county treasury to the county sheriff for attending sessions of an inferior court created by law in counties of not less than 21,900 nor more than 22,300 population.

S. 917. Relating to counties having populations of not less than 23,900 nor more than 24,450 according to the last or any subsequent federal decennial census; to authorize the court of county commissioners, board of revenue or other like governing body to designate deputy sheriffs as county traffic control officers and to provide for the payment of their compensation out of funds accruing from the motor vehicle and trailer license taxes; and directing the probate judge to withhold each year \$15,000 from the first moneys collected from the motor vehicle and trailer license taxes to be used for this purpose.

S. 926. Relating to counties having populations of not less than 23,900 nor more than 24,450 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

S. 1212. Relating to counties having populations of not less than 38,100 nor more than 40,500; providing further for the annexation of territory by certain municipalities in said counties.

S. 1213. To create and establish a court of record with county wide limited jurisdiction of criminal cases and civil actions at law, to be called the County Court of Calhoun County, in lieu of, and to replace the Intermediate Civil Court of Calhoun County; to abolish the Intermediate Civil Court of Calhoun County; to provide for the jurisdiction of said County Court of Calhoun County and the officers thereof; to fix their duties, powers, authority, and compensation; to provide for the transfer of all cases pending in the abolished court and in the Calhoun County Court to the newly established court, and to repeal Act No. 23, H. 8, 1962 Special Session (Acts 1962, p. 29) and all other conflicting laws.

S. 1214. To fix the salaries of the judge and the clerk of the Calhoun County Court.

S. 1223. Relating to Wilcox County; to provide for the salary of the chief deputy of such county to be not less than \$500.00 nor more than \$600.00 for each month said chief deputy serves and the salary of all other deputies of such county to be not less than \$400.00 nor more than \$500.00 for each month said deputies serve.

S. 1224. Relating to Conecuh County; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

S. 1225. Relating to counties having a population of not less than 55,500 nor more than 56,500 inhabitants, according to the last or any subsequent federal decennial census; creating a Public Hospital and Health Authority in any such county and prescribing the power, authority and jurisdiction of the Authority; providing for a board of directors of such Authority and for the appointment, terms, duties, power, authority and compensation of members of the board; authorizing the board to issue securities and mortgage and pledge its properties and revenues as security therefor; providing that securities of the Authority shall be negotiable instruments and shall be eligible for investment of trust funds; exempting from taxation all such securities, the income therefrom, any instrument executed as security therefor, and the income and properties of the Authority; and authorizing any municipality in such counties to transfer and convey to such hospital board with or without consideration therefor hospitals, other public health facilities, and funds raised or allocated for hospital purposes.

S. 1230. To alter, rearrange and extend the boundaries and corporate limits of the City of Weaver, Calhoun County, Alabama, so as to annex certain territory to the City.

S. 1233. To amend Act No. 74, H. 39, of the Special Session of 1967 (Acts 1967, p. 105) which Act creates and provides for organization and functioning of a board of jury supervisors for Dale County in lieu of the jury commission, so as to increase the membership of this board.

S. 1234. To provide for a personnel appeals board for every county having a population of not less than 56,500 nor more than 59,000, according to the most recent federal decennial census; to prescribe the qualifications, terms, duties, and compensation of its members; and to provide rules relating to political activities by employees of said counties.

S. 1235. To authorize the Etowah County Commission to sell and issue from time to time interest-bearing warrants for the purpose of paying costs of acquiring and providing solid wastes collection and disposal facilities; to provide that such warrants shall evidence general obligation indebtedness of the county; to provide that such warrants may, at the discretion of the Etowah County Commission, be additionally secured by a pledge or pledges of the revenues from the said facilities, or the proceeds from certain taxes, or both such revenues and taxes; to specify the effect and priority of any such pledges; to authorize the refunding of any such warrants; to provide that such securities shall be legal investments for fiduciaries; to provide that the issuance of any warrants and the interest coupons applicable thereto shall constitute the audit and allowance of claims against the issuing county and any tax proceeds and revenues, or either, pledged to the payment thereof.

S. 1236. Relating to counties having populations of not less than 57,000 nor more than 61,000; authorizing the tax assessor to employ a clerk to perform duties imposed on the tax assessor under Code of Alabama 1940, Title 51, Sections 66, 67, and 68.

S. 1240. To alter or re-arrange the boundary lines of the Town of Valley Head, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands thereafter described.

S. 1241. Relating to Wilcox County; to make it unlawful to kill, take or catch fish from the public waters of said county by the use of gill nets; and to prescribe the penalties for any person, firm or corporation who violates the provisions of this Act.

Mr. Bassett, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in Session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

S. 1242. (With Amendment): To amend Sections 2, 3, and 4 of Act No. 177, H. 418 Regular Session 1945 (Local Acts 1945 p. 91) which Act established the Board of Directors of Conecuh County, by prescribing the qualifications of the members of said board, their terms of office and manner of their election.

Mr. Bassett, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 1243. Relating to St. Clair County, authorizing any bank situated within the county to open, establish, operate and maintain a branch bank, branch office, or other place of business at Moody in said County.

S. 1244. Authorizing the county commission in all counties having not less than 55,500 nor more than 56,500 inhabitants according to the last or any subsequent federal decennial census, to make an appropriation of county funds for the relief of Leon W. Richardson to compensate for certain damages.

S. 1245. To provide for the election of members of the County Board of Education of Autauga County, Alabama; to define the school districts from which the members of the County Board of Education are elected.

S. 1249. Relating to counties having populations of not less than 55,500 inhabitants nor more than 56,500 inhabitants according to the most recent or any subsequent federal decennial census; to regulate the amount of the clerk and sheriff's fees charged by the circuit courts (criminal and civil divisions) and by the intermediate courts (criminal, civil, and equity divisions) and to regulate the amount of certain other fees and costs charged by such courts in counties coming under the provisions of this Act.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 1215. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing Madison County under certain conditions to issue general obligation bonds in not exceeding \$2,000,000 principal amount for acquiring, providing, constructing and equipping public school buildings, including sites therefor; to provide that said bonds may be secured by a pledge of a sufficient amount of the $\frac{1}{4}$ of 1% ad valorem tax authorized by Section 215 of said constitution to be levied by said county; to provide that none of said bonds shall be chargeable against the constitutional debt limit of said county; and to specify certain details pertaining to said bonds and to the issuance and sale thereof.

The above bill was read a second time at length as required by the Constitution.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, with amendment, and they were severally read a second time and placed on the Calendar, to-wit:

S. 1220. (With Amendment): To provide that the Family Court Division of the Circuit Court of all counties having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census shall collect a filing fee for the filing of juvenile cases in such court and providing further that the Judges of such courts may assess a fine against juveniles for the violation of law and providing for the disposition of such costs and fine.

S. 1221. (With Amendment): To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be deposited in the general fund of such counties.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 1232. To authorize the governing body of Madison County, Alabama, and the Madison County License Department to establish, when and where desired, offices separate and apart from those provided in the Madison County Courthouse building at Huntsville, Alabama, in various parts of the county for the sole purpose of selling automobile, truck, car, trailer and boat tags.

RESOLUTIONS

The following resolutions were introduced:

By Rules Committee:

H. R. 207.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES That the following business in the order named be made special paramount and continuing order of business on the 34th Legislative Day, taking precedence over any other business of the House:

1. Report of Standing Committees
2. Introduction of Bills and Resolutions
3. Adoption of resolutions of sympathy, commendation, and congratulations from the preceding day.

4. Uncontested Local Bills

S.B. 315 Page 72

S.B. 481 Page 107

H.B. 2851 Page 106

H.B. 2258 Page 81

H.B. 2645 Page 87

H.B. 263 Page 36

H.B. 2242 Page 105

H.B. 168 Page 33

H.B. 1404 Page 73

H.B. 973 Page 24

H.B. 2638 Page 84

S.B. 807 Page 62

S.B. 652 Page 61

S.B. 23 Page 96

H.B. 2132 Page 73

H.B. 992 Page 29

H.B. 993 Page 30

S.B. 414 Page 61

S.B. 177 Page 69

S.B. 483 Page 97

H.B. 2573 Page 99

S.B. 946 Page 94

H.B. 2241	Page	85
S.B. 60	Page	49
S.B. 48	Page	30
S.B. 345	Page	75
S.B. 346	Page	75
S.B. 347	Page	75
S.B. 383	Page	58
S.B. 384	Page	59
H.B. 1010	Page	34
H.B. 1011	Page	34
S.B. 212	Page	51
S.B. 214	Page	43
S.B. 446	Page	88
S.B. 42	Page	48
S.B. 154	Page	50
H.B. 392	Page	32
H.B. 866	Page	40
H.B. 2708	Page	98
S.B. 79	Page	91
H.B. 164	Page	103
H.B. 609	Page	38
H.B. 1013	Page	43
H.B. 1014	Page	37
H.B. 1015	Page	37
H.B. 1887	Page	85
H.B. 1888	Page	85
H.B. 1889	Page	85
H.B. 1890	Page	86
H.B. 325	Page	45
H.B. 1386	Page	80
H.B. 473	Page	15
H.B. 572	Page	83
H.B. 831	Page	8
H.B. 895	Page	25

H.B. 1953	Page	62
H.B. 1954	Page	62
H.B. 303	Page	28
S.B. 315	Page	72
H.B. 2772	Page	89
H.B. 64	Page	12
S.B. 1000	Page	92
H.B. 520	Page	11
H.B. 1706	Page	66
S.B. 460	Page	55
H.B. 673	Page	5
H.B. 335	Page	1
H.B. 336	Page	2
H.B. 1394	Page	38
S.B. 272	Page	43
H.B. 444	Page	46

On motion of Mr. Drake, the rules were suspended and the resolution was adopted.

Also:

By Mr. Grainger:

H. R. 208. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF ALABAMA That the following rules be added to the Rules of the House of Representatives of Alabama:

RULES RELATING TO LOBBYING

Rule 62. Those required to register. All persons, except members of the Alabama Legislature, who seek to encourage the passage, defeat or modification of any legislation in the House or before its committees shall, before engaging in such activity, register with the Clerk of the House. Every registrant, in accordance herewith, shall also be required to state the extent of any direct business association or partnership with any current member of the Legislature. This rule includes all persons representing any segment of Municipal, County, State or Federal Government, or Municipal, County, State or Federal Government employees, and employees of newspapers, magazines, or journals, that are compensated by any person, firm, corporations, or association other than the news media by which they are employed.

Rule 63. Method of Registration. At each Regular or Special Session of the Legislature prior to engaging in the activities described in Rule 62 above, every such person shall register on forms prepared by the Clerk and shall state under oath his name and business address, the name and business address of his principal or principals, the general and specific areas of his legislative interests, and the duration of his agency.

The Clerk shall publish in the Journal of each Regular and Special Session, in tabulation form, a list of those filing the registration statements under this Rule together with the information contained therein.

No registered lobbyist shall be permitted upon the floor of the House while it is in session.

Rule 64. Registration exception. Any person who, on an isolated basis and without intent to continue beyond a single day during a session of the Alabama Legislature, merely appears before a committee or committees of the House in his individual capacity, or on behalf of a corporation, partnership or other business entity, with which such person is regularly associated as an employee, officer or partner without receiving additional salary or compensation, other than reasonable and ordinary travel expense, to express support of or opposition to any legislation, and who shall so declare to the Representatives of committees with whom he discusses any proposed legislation, shall not be required to register as a lobbyist.

Rule 65. Obligations of Lobbyist. A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

A lobbyist, by personal example and admonition to colleagues, shall uphold the honor of the legislative process by the integrity of his relationship with legislators.

A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

Rule 66. Rules Committee Advisory Opinions. A lobbyist when in doubt about the applicability and interpretation of this Rule in a particular context may submit in writing a statement of the facts involved to the Committee on Rules and may appear in person before said Committee.

The Committee on Rules may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case would constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal of the House.

Rule 67. Compilation of Opinions; List of Lobbyists. The Clerk of the House shall keep a compilation of all advisory opinions of the Committee on Rules as well as a current list of registered lobbyists, which shall be open to public inspection.

Rule 68. Penalties for Violations. Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the requirements of these Rules shall be censured, reprimanded, placed on probation or prohibited from lobbying for the duration of the session and from appearing before any committee of the House. Said determination shall be made by a majority of the House, upon recommendation of the Committee on Rules. The Committee on Rules, before making said recommendation, shall conduct a hearing, after notifying the person alleged to have violated this Rule and granting such person an opportunity to appear at the hearing.

Rule 69. Clerk to Provide Forms. The Clerk shall provide blank affidavits for the convenience of the registrants but the burden of compliance nevertheless always shall be upon the person required to register.

Rule 70. Committees to be Diligent. Committees shall be diligent to ascertain whether those who appear before them in other than an obviously individual capacity have conformed with the requirements of this Rule, and to report violations. No committeeman knowingly shall permit an unregistered lobbyist to be heard.

On motion of Mr. Grainger, the rules were suspended and the resolution was adopted.

Also:

By Mr. May:

H. J. R. 209. UNIVERSITY OF ALABAMA FOOTBALL TEAM COMMENDED

WHEREAS, the University of Alabama football team, "The Crimson Tide" did truly play an outstanding game in the Coliseum at Los Angeles on Friday night September 10, 1971; and

WHEREAS, this football team equipped with pure desire and brilliance did successfully defeat the University of Southern California, one of the nation's top ranked football teams, and thus placed themselves in line for national football honors; and

WHEREAS, this phenomenal feat was achieved under the brilliant and astute leadership of Coach Paul "Bear" Bryant who by this outstanding victory did place himself in the annals of football history by winning his 200th football encounter; and

WHEREAS, this legislature is still happy to know that Coach Bryant's "water wings" have not lost their buoyancy as he continues to walk up-stream over turbulent waters; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That this legislature extends its proud congratulations to the entire University of Alabama football team and all those involved in its endeavors.

BE IT FURTHER RESOLVED that copies of this resolution be sent to Coach Bryant, the assistant coaches, and the players of the University of Alabama football team.

On motion of Mr. May, the rules were suspended and the resolution was adopted.

Yeas 83; Nays 2.

Yeas:

Mr. Speaker	Callahan	Crowe	Gloor
Adams	Carnes	Culver	Grainger
Adwell	Carter	Dill	Grey (D)
Agee	Casey	Doss	Hale
Baker	Cherner	Downing	Hardin
Bank	Chesnut	Easters	Hearn
Barkett	Collins	Edwards	Hill
Bassett	Connell	Ellis	Jackson
Benton	Cottingham	Erdreich	King
Boutwell	Crawford	Fite	Kinsey
Brassell	Cross	Flippo	Lang

Lutz	Nettles	Robertson	Turner
McBride	O'Daniel	St. John	Waggoner
McCluskey	Owens	Slate	Waldrop
McCorquodale	Parker (H)	Smith (K)	Wallace
McDonald	Parker (T)	Smith (P)	Warren
Manley	Perloff	Snell	Williams
Mathews	Pruitt	Stewart	Wise
May	Reed (T)	Stokes	Wood
Merrill	Reynolds	Therrell	Wynot
Naramore	Roberts	Timmons	

—83

Nays: Messrs. Cauthen and Turnham.

—2

UNANIMOUS CONSENT

Unanimous consent was granted all those voting "Yea" on the resolution, H. J. R. 209, to have their names added as co-sponsors.

Also:

By Mr. Agee:

H. J. R. 210. WHEREAS, people are increasingly dependent on trees for necessities and pleasures; and

WHEREAS, the forests of Alabama are currently meeting the leisure time needs of a growing population; and

WHEREAS, the same forests are filling the daily requirements of our population for housing and consumer production; and

WHEREAS, many more trees will be needed to meet these various demands and maintain the scenic quality of the landscape; and

WHEREAS, it is recognized that future demands on the forests by an expanding population can only be provided for by more efficient and intensive forest management; and

WHEREAS, it will require the best efforts of all interested groups and parties working together to provide legislative, financial and professional assistance to meet these needs:

NOW, THEREFORE, BE IT RESOLVED, by the Legislature of the State of Alabama that all groups representing interests which must be satisfied by the forests, work together to maximize effort and accomplishments in order to insure that our forests provide for the needs of Alabamians now and for future generations.

On motion of Mr. Agee, the rules were suspended and the resolution was adopted.

Also:

By Messrs. Ellis, Boles, Drake, Parker (H), Wynot, Wallace, Cross, Reid (R), Stokes, Snell, Therrell, Collins, Callahan, Downing, Lyons, Gloor, Adwell, McBride, Waggoner, Boutwell, Erdreich, Crowe, Cherner, Jones (E), Doss, Dill and Bowers:

H. J. R. 211. REQUESTING LOCAL BOARDS OF EDUCATION NOT TO OVERLOAD SCHOOL BUSES.

WHEREAS the recent Federal Court decisions have increased the number of pupils that have to be bussed; and

WHEREAS increased bussing has caused more busses to be overloaded; and

WHEREAS overloaded busses endanger the health and safety of the pupils that most ride them; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That local boards of education shall enact and enforce appropriate regulations so as not to overload school busses to such an extent as to endanger the health and safety of the pupils or create a hazard to them in an emergency situation.

On motion of Mr. Ellis, the rules were suspended and the resolution was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2049. To amend Section 1 of Act No. 26, H. 48, Special Session 1962 (Acts 1962, p. 37), which provides for the payment of benefits to employees who are totally disabled as a result of injuries received in the performance of their official duties in certain cities classified on a population basis.

Also:

H. 2234. Relating to all counties having populations of not less than 60,000 nor more than 65,000 according to the most recent federal decennial census; to provide \$15.00 per day for each of the members of the Board of Registrars while said Board is in session, and to provide the method of payment thereof.

Also:

H. 2235. Relating to counties having a population of not less than 60,000 nor more than 65,000 according to the most recent federal decennial census; to provide for a sheriff allowance for feeding prisoners and to further provide for the sheriff to retain the fees and allowances for transporting insane and juvenile prisoners.

Also:

H. 2236. Relating to counties having a population of not less than 60,000 nor more than 65,000, according to the most recent federal decennial census, to provide that the county governing body of any such county that levies any tax on persons selling or distributing malt or brewed beverages in such counties may employ such personnel as may be needed to collect and enforce the tax and shall fix their compensation and tenure and shall deduct all reasonable expenses for collection and enforcement of such tax from the proceeds thereof.

Also:

H. 2333. To alter, rearrange and extend the boundaries of the City of Montgomery, so as to include within the corporate limits thereof certain additional territory in Sections 34, 35 and 36, Township 16 N, Range 17 E, Montgomery County, Alabama.

Also:

H. 2334. To alter, rearrange and extend the boundaries of the City of Montgomery, so as to include within the corporate limits thereof certain additional territory in the northeast corner of Section 6, T15N, R18E, Montgomery County, Alabama.

Also:

H. 2335. To alter, rearrange and extend the boundaries of the City of Montgomery, so as to include within the corporate limits thereof certain additional territory in Sections 28, 29, 32 and 33, Township 16 N, Range 18 E, Montgomery County, Alabama.

Also:

H. 2338. To alter, rearrange and extend the boundaries of the City of Montgomery, so as to include within the corporate limits thereof certain additional territory in Section 31, Township 16N, Range 18 E, Montgomery County, Alabama.

Also:

H. 2406. To amend the title and Section 1 of Act No. 921, H. 1328, Regular Session 1969 (Acts 1969, p. 1660) which exempts art guilds and their property from state, county, and municipal taxes, licenses, fees, and excises, under certain prescribed conditions; to repeal conflicting laws in certain counties classified on a population basis.

Also:

H. 2407. To amend the title and Section 1 of Act No. 97, S. 105, Special Session 1965 (Acts 1965, p. 111) which regulates the per diem pay of jurors in certain counties classified on a population basis.

Also:

H. 2409. To repeal Act No. 244, H. 502, approved August 19, 1963, Regular Session 1963 (Acts 1963, p. 653), entitled, "An Act to provide additional compensation or salary for the official court reporters in all circuit courts in all counties of the State of Alabama having a population of not less than 150,000 nor more than 300,000 inhabitants according to the last preceding or any subsequent federal decennial census; and providing for the payment thereof."

Also:

H. 2411. To amend the title and Section 1 of Act No. 165, H. 215, Special Session 1965 (Acts 1965, p. 216) as last amended which fixes the fee for the issuance of a pistol permit by the sheriff, and provides for the disposition and use of such fee in certain counties classified on a population basis.

Also:

H. 2412. To amend the title and Section 1 of Act No. 1008, S. 843, Regular Session 1969 (Acts 1969, p. 1882) which provides for Supernumer-

ary Clerks of the Circuit Courts and Registers of said Courts in Equity describing their duties, setting up the requirements and qualifications, fixing their compensation, status and tenure of office and providing for the payment of their salaries in certain counties classified on a population basis.

Also:

H. 2413. To amend the title and Section 1 of Act No. 231, S. 402, Regular Session 1969 (Acts 1969, p. 555) which provides for payment to the Recorder of the Recorder's Court for ex officio services rendered in the trial of cases in the Recorder's Court wherein there is charged a violation of the laws of Alabama a sum not exceeding \$5,100 per annum, payable in 12 equal monthly installments from the county treasury; to provide for payment to the Prosecuting Attorney of the Recorder's Court for ex officio services in the prosecution of cases in the Recorder's Court wherein there is charged a violation of the laws of Alabama a sum not exceeding \$3,000 per annum, payable in 12 equal monthly installments out of the county treasury in certain counties classified on a population basis.

Also:

H. 2414. To amend the title and Section 1 of Act No. 145, H. 541, Regular Session 1969 (Acts 1969, p. 418) which provides further for the duties of the judge of probate; to authorize the discontinuance of keeping both "Minute Books" and "Final Record Books;" to authorize the probate judge to adopt and promulgate reasonable rules and regulations controlling public access to the system of recording and preserving records; to provide the manner of keeping records of the probate of wills; to prescribe the procedure for selling copies of certain records; and repealing conflicting laws in certain counties classified on a population basis.

Also:

H. 2415. To amend the title and Section 1 of Act No. 144, H. 540, Regular Session 1969 (Acts 1969, p. 416) which provides further for the duties of the judge of probate; and to prescribe further the manner of keeping records and recording documents, instruments and paper; to provide for the discontinuance of keeping copies or prints or records in well-bound books in certain counties classified on a population basis.

Also:

H. 2416. To repeal Act No. 971, H. 1405, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1716), entitled, "An Act to provide for Supernumerary Clerks of the Circuit Courts and Registers of Said Courts in Equity, in Counties having a population of not less than 150,000 nor more than 300,000 persons, describing their duties, setting up the requirements and qualifications, fixing their compensation status and tenure of office and providing for the payment of their salaries."

Also:

H. 2417. To amend the title and Section 1 of Act No. 369, H. 917, Regular Session 1969 (Acts 1969, p. 738) which fixes the compensation of the judge of probate, regulates the payment of same, and requires the judge of probate to pay into the County Treasury of said counties all costs and charges of court, fees, and commissions authorized by law to be collected by said judge of probate as other monies belonging to said county are paid, provided that the salary herein prescribed shall not affect any expense allowance

heretofore provided, and repeals conflicting laws, specifically Act No. 312, H. 580, Regular Session 1963 (Acts 1963, p. 792) in certain counties classified on a population basis.

Also:

H. 2418. To amend the title and Section 1 of Act No. 685, H. 1093, Regular Session 1957 (Acts 1957, p. 1036) which provides for the election of the members of the County Commission in certain counties classified on a population basis.

Also:

H. 2419. To amend the title and Section 1 of Act No. 288, S. 319, Regular Session 1955 (Acts 1955, p. 654) as last amended, which defines, regulates and licenses barbers and barber colleges, and other like businesses; to create a barber's Commission and define the powers and duties of said Commission; and to provide for an inspector, and to provide a penalty for the violation of the provisions thereof in certain counties classified on a population basis.

Also:

H. 2420. To amend the title and Section 1 of Act No. 250, S. 312, Regular Session 1959 (Acts 1959, p. 810) as last amended, which creates a domestic relations division of the circuit court; defining its jurisdiction and authority; providing it with officers, and prescribing thier duties, authority and compensation; regulating its procedure; abolishing the juvenile court or any other special court having jurisdiction only of juveniles and domestic relations in certain counties classified on a population basis.

Also:

H. 2421. To amend the title and Section 1 of Act No. 35, S. 34, Regular Session 1963 (Acts 1963, p. 120) which encourages medical and scientific research and the establishment of medical research facilities and the development of scientific research devices by exempting certain activities, persons, organizations, and properties from building and zoning restrictions, permits, and fees, and public health and sanitary inspection fees charges and limitations in certain counties classified on a population basis.

Also:

H. 2422. To amend the title and Section 1 of Act No. 176, S. 372, Regular Session 1967 (Acts 1967, p. 536) which distributes a portion of the State Gasoline Excise Tax to be paid pursuant to the provisions of Section 5(b) of Act No. 224 in certain counties classified on a population basis.

Also:

H. 2423. To amend the title and Section 1 of Act No. 654, H. 1275, Regular Session 1961 (Acts 1961, p. 792) which declares the public policy of the State with respect to violations of Section 420, Title 14, Code of Alabama (1940) as amended by certain subsequent Acts; determines that prosecution and the imposition of criminal penalties are inadequate deterrents to violations of that Act and that the remedy at law is insufficient, declares violations of that statute to be a legal nuisance; provides certain exemptions; prevents unfair competition among merchants through violations of that statute; provides procedures for prescribing evidentiary presumptions for the Act's enforcement by injunction, confers jurisdiction for enforcement upon equity courts in certain counties classified on a population basis.

Also:

H. 2424. To amend the title and Section 1 of Act No. 341, H. 741, Regular Session 1951 (Acts 1951, p. 629) which provides for the payment of benefits to employees of certain counties who are totally disabled as the result of injuries received in the performance of their official duties and to the surviving dependents of employees of certain counties who are killed in the performance of their official duties in certain counties classified on a population basis.

Aand finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1998. To authorize and provide for branch banks in Lauderdale County, and to repeal conflicting laws.

Also:

H. 1999. Relating to Lauderdale County, authorizing the county commission of such county to set aside, appropriate, use and expend county funds or revenues for the purpose of providing contributions to non-profit Community Action Committees, boards and groups heretofore formed in such counties under the Economic Opportunity Act of 1964, Public Law 88-452, 88th Congress, S. 2642 and approved by the Office of Economic Opportunity.

Also:

H. 2000. To authorize the county commission in Lauderdale County to regulate the planning and construction of all public streets, public roads, and drainage structures located or to be located in subdivisions of land situated outside the corporate limits of any municipality in the county.

Also:

H. 2001. Providing for the substitution by city boards of education in Lauderdale County for use in the city schools of other books or texts for the textbooks on the list of state-approved or state-adopted textbooks.

Also:

H. 2002. Relating to Lauderdale County; providing for the substitution of other books or texts for the textbooks on the list of state-approved or state-adopted textbooks.

Also:

H. 2003. Relating to the city of Florence; providing an expense allowance for members of the governing body of such cities.

Also:

H. 2004. Relating to Lauderdale County; authorizing the district attorney of said county to appoint a stenographic secretary, and to provide for the payment of said secretary's compensation from the general funds of the county.

Also:

H. 2005. To authorize the county commission of Lauderdale County to prescribe the times when county offices may be closed.

Also:

H. 2007. Relating to Lauderdale County, to authorize the county commission in such county to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify to receive federal assistance under the federal Economic Opportunity Act of 1964.

Also:

H. 2008. To provide for an appeal from any decision of a Civil Service Board in the city of Florence.

Also:

H. 2009. To provide for a clerk hire allowance for a secretary for any judge of a county court operating within the Eleventh Judicial Circuit.

Also:

H. 2010. To regulate the compensation of jurors in Lauderdale County.

Also:

H. 2263. Relating to all counties having a population of not less than 65,500 nor more than 75,200 inhabitants according to the most recent or any subsequent federal decennial census, to create a Civil Service Board in said counties to assure the more efficient operation of the Sheriff's Department; to provide for the composition, powers, duties, and compensation for such boards; and to establish certain employee management policies for the Sheriff's Department in said counties.

Also:

H. 2370. Relating to counties having populations of not less than 65,500 nor more than 75,200; prohibiting any municipality or agency thereof from requiring that facilities for the use of utility services be installed by persons licensed by the municipality.

Also:

H. 2371. Relating to counties having populations of not less than 65,500 nor more than 75,200 according to the most recent federal decennial

census; to prescribe the fee which may be charged by the Judge of Probate for celebrating the rites of matrimony and authorizing him to retain such fee for his personal use.

Also:

H. 2372. Relating to counties having populations of not less than 65,500 nor more than 75,200; to authorize the circuit clerk to keep for his personal use any and all passport fees, in addition to any other compensation; to apply retroactively to January 1, 1971.

Also:

H. 2373. Relating to counties having populations of not less than 65,500 nor more than 75,200; to provide for the county commission of such counties to grant exclusive franchises to private haulers of solid waste.

Also:

H. 2376. Relating to counties having populations of not less than 65,500 nor more than 75,200 which have abolished their County Inferior Court and established in lieu thereof a Statutory County Court, by providing further for the manner of taking appeals from judgments of said county court to the circuit court.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2579. To authorize the Shelby County governing body to provide protection against forest fires within the county and to assess the whole or a part of the cost thereof, within a prescribed limit, against forest lands in the county; and prescribing the procedure for levying and collecting such assessments.

Also:

H. 2581. Relating to all counties having a population of not less than 36,500 nor more than 39,200, according to the most recent federal decennial census; and providing for the payment by the county governing body of an expense allowance for the Tax Assessors, Tax Collectors, Circuit Clerks, Probate Judges, Coroners, and members of the county governing bodies; providing a limitation on amounts so paid; and providing further for such payments.

Also:

H. 2582. Relating to Shelby County; and to become effective if and when the sale of alcoholic beverages has become lawful in Shelby County; levying a privilege license or excise tax upon sellers, distributors, wholesalers, or users of malt or brewed beverages, or spiritous liquors, within Shelby County where said sale of malt or brewed or spiritous liquors is consummated; providing for the administration of this act and the collection and use of the proceeds of the tax; providing penalties for violations.

Also:

H. 2583. To amend the title and Section 1 of Act No. 432, H. 949, Regular Session 1965 (Acts 1965, p. 633) relating to counties having populations of not less than 31,500 nor more than 33,500; regulating further the insuring of certain public buildings in such counties, together with the equipment, furniture, fixtures, and other property in such buildings.

Also:

H. 2584. To amend the title and Section 1 of Act No. 261, H. 212, Regular Session 1961 (Acts 1961, Vol. 1, p. 283). To fix the compensation of the members, other than the chairman, of the court of county commissioners, board of revenue, or like governing body, of all counties having a population of not less than 32,000 nor more than 33,000 inhabitants, according to the last or any subsequent decennial census of the United States; and to provide for the manner of payment of such compensation.

Also:

H. 2585. To amend the title and Section 1 of Act No. 570, S. 215, Regular Session 1969 (Acts 1969, Vol. II, p. 1056) relating to retirement systems for certain county employees in all counties having populations of not less than 31,500 nor more than 32,200, according to the most recent federal decennial census; providing further for eligibility for membership in such retirement systems.

Also:

H. 2586. To amend the title and Section 1 of Act No. 139, H. 282, Special Session 1966 (Acts 1966, p. 170) to regulate the compensation and allowances of coroners in counties having populations of not less than 32,000 nor more than 33,000 and repeal conflicting laws.

Also:

H. 2587. To amend the title and Section 1 of Act No. 181, H. 227, Special Session 1964 (Acts 1964, p. 249) to apply in counties having populations of not less than 31,500 nor more than 33,500, regulating the pay of jurors.

Also:

H. 2588. To amend the title and Section 1 of Act No. 354, H. 877, Regular Session 1965 (Acts 1965, p. 490) to apply only in counties having populations of not less than 32,000 nor more than 33,000; providing expense allowances for members of the board of revenue or other like governing body of the county.

Also:

H. 2589. To amend the title and Section 1 of Act No. 275, H. 211, Special Session 1961 (Acts 1961, Vol. II, p. 2315) relating to court costs in all counties having populations of not less than 31,500 nor more than 33,500, according to the last or any subsequent federal decennial census.

Also:

H. 2590. To amend the title and Section 1 of Act No. 1221, H. 1493, Regular Session 1969 (Acts 1969, p. 2294) relating to all counties having populations of not less than 31,500 nor more than 33,500, according to the most recent federal decennial census; and providing for the payment by the county of expense allowances for the members of the board of registrars in such counties.

Also:

H. 2591. To amend the title and Section 1 of Act No. 1222, H. 1494, Regular Session 1969 (Acts 1969, p. 2295, Vol. III) relating to all counties having populations of not less than 31,500 nor more than 33,500, according to the most recent federal decennial census; and providing for an expense allowance for the members of the county board of equalization payable from the general funds of the county.

Also:

H. 2592. To amend the title and Section 1 of Act No. 263, H. 216, Regular Session 1961 (Acts 1961, p. 284) to regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in court in every county having a population of not less than 32,000 nor more than 33,000, according to the last or any subsequent decennial census of the population of the United States.

Also:

H. 2593. To amend the title and Section 1 of Act No. 1223, H. 1495, Regular Session 1969 (Acts 1969, p. 2295, Vol. III) relating to all counties having populations of not less than 31,500 nor more than 33,500, according to the most recent federal decennial census; and providing for the payment by the county of expense allowances for the clerk and each member of the jury commission in such counties.

Also:

H. 2594. To amend the title and Section 2 of Act No. 262, H. 214, Regular Session 1961 (Acts 1961, p. 283) an act to provide further for the economic development of counties having a population of not less than 32,000 nor more than 33,000 inhabitants, according to the last or any subsequent federal decennial census, and the economic development of municipalities within such counties; providing for the creation of a development board in each county to which this Act applies; providing for the organization, powers, functions, duties, and personnel of such board; and providing for the payment of the expenses and for the compensation of the personnel of such board.

Also:

H. 2595. To repeal Act No. 264, H. 217, approved August 7, 1961, Regular Session 1961 (Acts 1961, p. 284), entitled, "An Act relating to

counties having populations of not less than 32,000 nor more than 33,000 inhabitants according to the 1960 or any subsequent decennial census of the United States: Authorizing the governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire."

Also:

H. 2596. To repeal Act No. 266, H. 219, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 285), entitled, "An Act relating to counties having a population of not less than 32,000 nor more than 33,000, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue or like governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire."

Also:

H. 2597. To repeal Act No. 28, H. 54, approved June 28, 1962, Special Session 1962 (Acts 1962, p. 39), entitled, "An Act to authorize the appointment of additional deputies sheriff in counties having populations of not less than 32,000 nor more than 33,000 inhabitants; to provide for their compensation; to provide for retroactive effect of the provisions of this act; to validate the appointment of deputies sheriff which may have been heretofore made, the payment to them of compensation, and the acts of such appointees which may have been required in performance of their official duties."

Also:

H. 2598. To repeal Act No. 182, H. 228, approved August 28, 1964, Special Session 1964 (Acts 1964, p. 250), entitled, "An Act to apply in counties having populations of not less than 31,500 nor more than 33,500, regulating further the compensation of registrars and providing for the payment of additional compensation by the county."

Also:

H. 2599. To repeal Act No. 195, H. 255, approved August 28, 1964, Special Session 1964 (Acts 1964, p. 259), entitled, "An Act relating to all counties having populations of not less than 32,000 nor more than 33,000 according to the most recent federal decennial census; providing a monthly allowance for certain employees in the office of the sheriff."

Also:

H. 2600. To repeal Act No. 133, H. 139, approved March 29, 1965, Special Session 1965 (Acts 1965, p. 185), entitled, "An Act relating to counties having populations of not less than 32,000 nor more than 33,000; providing for the appointment of additional deputies sheriff whose compensation shall be paid by the county."

Also:

H. 2601. To repeal Act No. 101, H. 229, approved September 30, 1965, Second Special Session 1965 (Acts 1965, p. 133), entitled, "An Act to apply only in counties having populations of not less than 31,500 nor more than 33,500; regulating the number and compensation of deputy sheriffs in such counties."

Also:

H. 2602. To repeal Act No. 112, H. 287, approved July 31, 1967, Regular Session 1967 (Acts 1967, p. 450), entitled, "An Act to apply only in

counties having populations of not less than 32,000 nor more than 33,000 according to the most recent federal decennial census; providing for the times of closing of county offices."

Also:

H. 2603. To repeal Act No. 398, H. 403, approved September 12, 1966, Special Session 1960 (Acts 1960, p. 536), entitled, "An Act relating to all counties having populations of not less than 31,500 nor more than 33,500 according to the most recent federal decennial census; further regulating the taking of fish from public streams and impounded waters; providing exceptions and authorizing the use of wire baskets in the taking of non-game fish."

Also:

H. 2604. To repeal Act No. 623, H. 1210, approved August 26, 1965, Regular Session 1965 (Acts 1965, p. 1136), entitled, "An Act to apply only in counties having populations of not less than 32,000 nor more than 33,500; providing expense allowance for members of the county board of equalization payable from the general funds of the county; giving the act retroactive effect and repealing Act No. 215, Acts of Alabama 1964, page 297, First Special Session."

Also:

H. 2605. To repeal Act No. 265, H. 218, approved August 7, 1961 Regular Session 1961 (Acts 1961, Vol. I, p. 285), entitled "An Act to authorize the payment from the county treasury of an expense allowance to the coroner in counties having a population of not less than 32,000 nor more than 33,000 inhabitants, according to the last or any subsequent federal decennial census."

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2399. To amend further Section 1 of Act No. 190, H. 601, Regular Session 1963 (Acts 1963, p. 572), as amended, which Act provides further for the expense allowance for members of the governing body of certain counties classified on a population basis.

Also:

H. 2400. To repeal Act No. 155, H. 173, approved May 14, 1969, Special Session 1969 (Acts 1969, p. 222) entitled, "An Act relating to counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census; fixing the fee for the issuance of pistol permits by the sheriff, providing for the deposit of such fees in a Sheriff's Fund, providing for the use of such fund, and repealing conflicting laws."

Also:

H. 2452. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing Baldwin County and municipalities therein to levy and collect additional property taxes for public library purposes, providing for the rate of the tax and the manner in which elections under this amendment shall be called.

Also:

H. 2454. Relating to all counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; to provide that any person willfully retaining any property on loan from a public library or other educational institution or having lost the same, fails to tender the replacement value thereof, shall after thirty days notice be guilty of a misdemeanor.

Also:

H. 2456. Relating to counties having populations of not less than 57,000 nor more than 61,000; authorizing the probate judge of any such county to make official visits to the precincts within his county and providing for payment of certain expenses incurred in such visits.

Also:

H. 2459. Relating to counties having populations of not less than 34,000 nor more than 34,800 according to the most recent federal decennial census; to authorize and provide for the establishment, maintenance, equipping, operation, and financing of public law libraries; to provide for the taxing and collection of law library fees as items of court costs in cases docketed in certain courts within such counties; and to repeal conflicting laws.

Also:

H. 2489. Relating to Dallas County; levying in such county additional privilege license and excise taxes, paralleling the state sales and use taxes provided for in Act. No. 100, H. 94, Second Special Session 1959 (Acts 1959, p. 298) as amended, and the Code of Alabama, 1940, Title 51, Chapter 20, Article 11, as amended; providing for the collection of such taxes by the State Department of Revenue, and for the distribution and use of the proceeds thereof; providing for the enforcement of the act; providing penalties for violations of the act; and providing that the tax shall not become effective until an election on levying the tax has been held and a majority of the electors voting therein have approved the tax.

Also:

H. 2495. To provide further for purging the lists of registered voters in Washington County, requiring and prescribing the procedure for reidentifi-

cation of registered voters; placing certain duties on the board of registrars and the county governing body relative to the reidentification of registered voters; and providing penalties for making a willful false statement in connection with reidentification.

Also:

H. 2498. To authorize counties having a population of not less than 175,000 nor more than 300,000 inhabitants according to the most recent federal decennial census; to require building permits for any structures erected in said county; to authorize and provide a means to implement the provisions of said Act; to authorize funds necessary to implement this procedure.

Also:

H. 2499. Relating to Marengo County; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the act by the probate judge and the collection, appointment, and distribution of the proceeds of the tax; prescribing penalties for violations.

Also:

H. 2500. Legalizing the sale of draft or keg beer or malt beverages in Marengo County.

Also:

H. 2501. Relating to Marengo County; to prohibit the consumption and sale or giving away of alcoholic beverages for the purpose of consumption on the premises of retail licensees located outside the police jurisdiction of any municipality, unless a license therefor has been issued by the Alcoholic Beverage Control Board; to authorize municipal governing bodies to prohibit on-premises consumption and sale or giving away for the purpose of consumption of alcoholic beverages, unless a license therefor has been issued by said Board; and prescribing penalties for violation.

Also:

H. 2502. To establish a Sumter County court of record for Sumter County, Alabama, to define its jurisdiction and powers; to provide for its officers, their powers and duties and compensation; to provide that said court shall be open at all times for the trial of cases and transaction of business; to provide the rules and procedure for said court; to provide a fine and forfeiture fund for said court; and to abolish the county court of Sumter County, Alabama.

Also:

H. 2511. Relating to counties having a population of not less than 115,000 nor more than 150,000 according to the most recent federal decennial census; to provide that the county governing body and the city governing body of the largest city in said county shall each pay Mr. Olen H. Stewart \$100 apiece as a result of damages sustained to his vehicle because of a man-hole cover being left off a city-county project.

Also:

H. 2563. Relating to DeKalb County; to provide for juries composed of six members for trial of certain cases in the DeKalb County Court.

Also:

H. 2564. To fix the salary for the County Solicitor (Deputy District Attorney) of DeKalb County.

Also:

H. 2565. Relating to the municipality of Geraldine in DeKalb County to alter, re-arrange and extend the boundaries of the Town of Geraldine.

Also:

H. 2566. To alter or re-arrange the boundary lines of the Town of Fyffe, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Also:

H. 2575. Relating to counties having a population of not less than 175,000 nor more than 300,000 according to the 1970 or any subsequent federal decennial census; authorizing the establishment of a Local Government Study Commission; fixing the powers and duties of such commission; and providing for its membership.

Also:

H. 2576. To provide for the manner and procedure for the election of members of the Madison County Commission or like governing body that may be created for Madison County, Alabama.

Also:

H. 1118. To provide further for the form of government of cities having populations of not less than 70,000 nor more than 135,000 according to the most recent federal decennial census; authorizing abandonment of the existing form of government and adoption of a mayor-council form of government, and describing the appointment, election, compensation, powers, duties, and authority of municipal officers and employees under such mayor-council form of government; providing for a referendum of the qualified electors to decide whether to adopt said new form of city government.

Also:

H. 1119. Relating to cities having populations of not less than 70,000 nor more than 135,000 according to the most recent federal decennial census, to provide for the regulation of campaign expenditures in the municipal elections of such cities; to provide for the reporting and investigating of alleged violations of any of the provisions of this act; to describe the methods of appeal from such decisions and to describe the penalties for any violations of these provisions.

Also:

H. 1787. To create within any county in this state having a population of not less than 150,000, nor more than 180,000, according to the last or any subsequent federal decennial census, a domestic relations division of the circuit court of such county; defining its jurisdiction and authority; providing it with officers, and prescribing their duties, authority, and compensation; regulating its procedure; abolishing the juvenile court or any other special court having jurisdiction only of juveniles and domestic relations; to make it un-

lawful for any parent, guardian, or other person to aid, encourage or cause any child under eighteen years of age to become or remain dependent, neglected or delinquent, to provide for appeals from the judgments or orders of the Court, and to provide, when such orders shall be suspended pending appeal, for the administering of oaths and issuing of warrants; to provide for transfers from the Juvenile Court to other courts; and to provide for expenses for the Judge of said court when attending schools or seminars.

Also:

H. 1991. Relating to incorporated cities having a population of not less than 70,000 nor more than 135,000, according to the last or any subsequent federal decennial census; providing for the establishing of rules and regulations governing the condemning and removing property within the city limits.

Also:

H. 1891. To create in the City of Montgomery in connection with the regular organized and paid Fire Department of the City the Montgomery Fire Fighters Pension Fund; to create a board of trustees of the Montgomery Fire Fighters Pension Fund and to provide for the organization of such board of trustees; to designate certain members of said board and provide for the selection of such members; to prescribe the powers and duties of said board and its officers and agents; to provide for the use, management and control of said Fund; to provide for the payment into such Fund of a certain percentage of the gross premiums now being collected from fire insurance companies doing business within such City for said Fund, and for the making of a sworn report by such fire insurance companies of such premiums to the said board of trustees, and to prescribe the penalty for failure to make such payment and report and for enforcing such penalty; to provide for the payment into such Fund of a portion of the monthly salary of each member of such Fire Department; to provide for pensions for disabled and retired members of such Fire Department and the spouse and minor children of such disabled and retired members; to provide for the payment of the costs of administering said Fund; to prescribe the duties of such City officials in connection with the said board of trustees and the said Fund; to provide for the repeal of all laws in conflict herewith; and to provide the effective date of this act.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2379. To regulate and prescribe the qualifications of persons engaging in the Bail Bond business in counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census.

Also:

H. 2380. To repeal Act No. 990, S. 596, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1755) entitled, "An Act to provide for the compensation of the register of the circuit court of any county having a population of not less than 47,000 nor more than 49,000, according to the last or any subsequent federal decennial census; to repeal conflicting general, local or special laws."

Also:

H. 2381. To repeal Act No. 624, S. 466, approved August 29, 1969, Regular Session 1969 (Acts 1969, p. 1138) entitled, "An Act relating to counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census; to amend Act No. 628, H. 820, Regular Session 1967 (Acts 1967, p. 1431), an act which provides further for clerk hire allowances for certain county officers and repeals conflicting laws, amending such act in relation to the clerk hire allowance for the circuit clerk."

Also:

H. 2382. To repeal Act No. 628, H. 820, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 1431) entitled, "An Act relating to counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for clerk hire allowances for certain county officers, repealing conflicting laws."

Also:

H. 2383. Relating to counties having a population of not less than 53,000 nor more than 55,000 based on the last federal decennial census to provide further for clerk hire allowances for certain county officers, repealing conflicting laws.

Also:

H. 2384. To provide for the compensation of the register of the circuit court of any county having a population of not less than 53,000 nor more than 55,000, according to the last or any subsequent federal decennial census; to repeal conflicting general, local or special laws.

Also:

H. 2385. To repeal Act No. 169, H. 153, approved September 15, 1961, Special Session 1961 (Acts of Alabama 1961, p. 2123) entitled, "An Act to authorize savings and loan associations to open, establish, operate and maintain branch offices in counties having a population of not less than forty-seven thousand (47,000) nor more than forty-nine thousand (49,000) inhabitants according to the last or any subsequent federal decennial census."

Also:

H. 2386. To repeal Act No. 251, H. 226, approved September 4, 1964, Special Session 1964 (Acts 1964, p. 348) entitled, "An Act to provide

for additional supplemental salary to be paid by counties to circuit judges of circuits composed of only one county with a population under 500,000 and having two court houses where circuit court is required by law to be held; to fix the amount and method of payment thereof; and to further provide for the effective date of this Act."

Also:

H. 2387. To provide for additional supplemental salary to be paid to circuit judges of the Twenty-seventh Judicial Circuit, and to fix the amount and method of payment thereof.

Also:

H. 2388. To repeal Act No. 806, H. 1018, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1450) entitled, "An Act relating to judicial circuits composed of one county which county has a population of not less than 47,000 and not more than 49,000 and which county has two courthouses; authorizing the district attorney of such circuit to appoint a secretarial assistant; to prescribe the powers, duties and compensation of such assistant; and to provide for the payment of his compensation out of the general fund of the county composing such circuit."

Also:

H. 2389. Authorizing the district attorney of the Twenty-seventh Judicial Circuit to appoint a secretarial assistant; to prescribe the powers, duties and compensation of such assistant; and to provide for the payment of his compensation out of the general fund of the county.

Also:

H. 2390. To repeal Act No. 1000, S. 799, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1866) entitled, "An Act relating to counties having populations not less than 47,000 nor more than 49,000, according to the most recent federal decennial census; to increase the compensation of the judge of the County Court in such counties; to repeal conflicting laws."

Also:

H. 2391. To increase the compensation of the judge of the County Court in counties having a population of not less than 53,000 nor more than 55,000 based on the last federal decennial census.

Also:

H. 2392. To repeal Act No. 424, H. 1012, approved August 16, 1965, Regular Session 1965 (Acts 1965, p. 625) entitled, "An Act to provide additional compensation for the official court reporters of all judicial circuits composed of only one county having a population of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census."

Also:

H. 2393. To provide additional compensation for the official court reporters of the Twenty-seventh Judicial Circuit.

Also:

H. 2394. To repeal Act No. 548, S. 609, approved September 7, 1967, Regular Session 1967 (Acts 1967, p. 1297), "An Act relating to all counties

having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for the expense allowances of the chairman and members of the county governing body.

Also:

H. 2395. Relating to all counties having a population of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census; to provide further for the expense allowances of the chairman and members of the county governing body.

Also:

H. 2396. To repeal Act No. 497, S. 395, approved September 14, 1963, Regular Session 1963 (Acts 1963, p. 1065) entitled, "An Act to authorize circuit solicitors of circuits composed of only one county with a population under 500,000 and having two courthouses where circuit court is required by law to be held to employ a secretarial assistant; to prescribe the powers, duties and compensation of such secretarial assistant, and to provide for payment of such compensation from the general fund of the county composing such circuit."

Also:

H. 2398. To amend further Section 1 of Act No. 84, H. B. 115, Regular Session 1963 (Acts 1963, p. 464) as amended, which act provides further for clerk hire for the probate judge in certain counties classified on a population basis.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2426. To amend the title and Section 1 of Act No. 50, H. 110, Special Session 1962 (Acts 1962, p. 69) which provides the procedure for initiating complaints under Act 295, Special Session, 1961, approved September 15, 1961, repealing in toto Title 6, Code of Alabama, 1940 in certain counties classified on a population basis.

Also:

H. 2427. To amend the title and Section 1 of Act No. 22, S. 15, 2nd Special Session 1963 (Acts 1963, p. 190) which provides additional compen-

sation or salary for the Official Court Reporters in all Circuit Courts in certain counties classified on a population basis; and providing for the payment of said salary in certain counties classified on a population basis.

Also:

H. 2428. To amend the title and Section 1 of Act No. 122, H. 117, Special Session 1969 (Acts 1969, p. 192) which provides additional compensation for the official court reporters in all circuit courts and provides for the payment thereof in certain counties classified on a population basis.

Also:

H. 2429. To amend the title and Section 1 of Act No. 451, H. 995, Regular Session 1961 (Acts 1961, p. 492) which provides for the proportion of contribution by counties and incorporated municipalities therein to the budget of a county health department in certain counties classified on a population basis.

Also:

H. 2430. To amend Section 12 of Act No. 412, S. 261, Regular Session 1945 (Acts 1945, p. 647) as last amended, which provides for the adoption, selection, purchase, and distribution of textbooks for the public schools of Alabama in certain counties classified on a population basis.

Also:

H. 2431. To amend the title and Section 1 of Act No. 429, H. 934, regular Session 1961 (Acts 1961, P. 466) which authorizes the Governing body of the county to employ an administrative assistant, provides for the qualifications of said person, prescribes his duties and fixes his compensation in certain counties classified on a population basis.

Also:

H. 2432. To amend the title and Section 1 of Act No. 1019, S. 604, Regular Session 1961 (Acts 1961, p. 1598) which provides for the appointment, duties, qualifications, term, compensation and assistant of the coroner in certain counties classified on a population basis.

Also:

H. 2433. To amend the title and Section 1 of Act No. 767, H. 1472, Regular Session 1961 (Acts 1961, p. 1107) which relates to the operation of boards of equalization in certain counties classified on a population basis.

Also:

H. 2434. To amend the title and Section 1 of Act No. 146, H. 159, Special Session 1969 (Acts 1969, p. 210) which fixes an expense allowance of the County Commission in certain counties classified on a population basis.

Also:

H. 2435. To designate the time in each year when the Board of Registrars shall sit for the purpose of registering voters and for performing clerical duties in all counties of the State of Alabama having a population of not less than 150,000 nor more than 180,000 according to the preceding or any subsequent federal decennial census; to provide that said sessions shall be in lieu of all other sessions now authorized by law; to provide for the compensation

of the members of the Board of Registrars and clerical assistants; to authorize the appointment and payment of clerical assistance, and expenditure of county funds for office space, equipment, supplies and other expenses; to validate all registrations in such counties made between August 1, 1961 and October 20, 1969.

Also:

H. 2436. To amend the title and Section 1 of Act No. 203, H. 169, Special Session 1966 (Acts 1966, p. 230) which provides expense allowances for circuit court judges in certain counties classified on a population basis.

Also:

H. 2437. To amend the title and Section 1 of Act No. 112, H. 165, Special Session 1966 (Acts 1966, p. 142) which provides that the county governing body in regulating and providing for the use of voting machines may divide any voting precinct into territories, designate each territory a voting center at which qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting center; and to provide election officers for each voting center, prescribe the duties of such election officers and fix their compensation in certain counties classified on a population basis.

Also:

H. 2438. To repeal Act No. 55, H. 155, approved September 30, 1965, 2nd Special Session 1965 (Acts 1965, p. 81), entitled "An Act to provide that the board of Revenue, or like governing body now existing or that may be hereafter created in all Counties of Alabama, having a population of not less than 160,000 nor more than 250,000 inhabitants according to the 1960 Federal Census or any subsequent regular decennial Federal Census pay to the Recorder of the Recorder's Court of all cities located in said County or counties for ex officio services rendered by the Recorder in the trial of cases in the Recorder's Court wherein there is charged a violation of the laws of Alabama a sum not exceeding Two Thousand Seven Hundred and NO/100 (2,700.00) Dollars per annum, payable in twelve (12) equal monthly installments out of the County Treasury, and providing further for the payment to the designated Prosecuting Attorney of the Recorder's Court located in said County or counties for ex officio services rendered by him in the prosecution of cases in Recorder's Court wherein there is charged a violation of the laws of Alabama a sum not exceeding Eighteen Hundred and NO/100 (1,800.00) Dollars per annum, payable in twelve (12) equal monthly installments out of the County Treasury."

Also:

H. 2439. To amend the title and Section 1 of Act No. 380, H. 939, Regular Session 1957 (Acts 1957, p. 508) as last amended which authorizes the county commission to pay pensions to certain former employees of the county in certain counties classified on a population basis.

Also:

H. 2440. To amend the title and Section 1 of Act No. 183, S. 181, Special Session 1966 (Acts 1966, p. 216) which fixes supplemental salaries and expense allowances of District Attorneys; to provide such supplemental salaries and expense allowances shall be paid from the General Fund in certain counties classified on a population basis.

Also:

H. 2441. To amend the title and Section 1 of Act No. 30, S. 103, Special Session 1966 (Acts 1966, p. 53) which provides for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the Judge of Probate in certain counties classified on a population basis.

Also:

H. 2442. To repeal Act No. 258, H. 202, approved September 7, 1964, Special Session 1964 (Acts 1964, p. 356), entitled, "An Act To designate the time in each year when the Board of Registrars shall sit for the purpose of registering voters and for performing Clerical duties in all counties of the State of Alabama having a population of not less than 150,000 nor more than 300,000 according to the preceding or any subsequent federal decennial census; to provide that said sessions shall be in lieu of all other sessions now authorized by law; to provide for the compensation of the members of the Board of Registrars and clerical assistants; to authorize the appointment and payment of clerical assistance, and expenditure of county funds for office space, equipment, supplies and other expenses; to validate all registrations in such counties made between August 1, 1961, and the date of the passage of this act."

Also:

H. 2443. To repeal Act No. 516, H. 1025, approved August 22, 1961, Regular Session 1961 (Acts 1961, p. 617), entitled, "An Act To provide that in each county of the State of Alabama having not less than 150,000 nor more than 300,000 population according to the last or any subsequent federal census in equity suits the depositions of witnesses or parties upon oral examination for discovery or for use as evidence may be taken as provided in Act No. 375 of the Legislature of Alabama of 1955, approved September 8, 1955 (Acts of Alabama of 1955, page 901 et seq.); to provide that in each such county in equity suits the scope of the examination, the use of such depositions, the effect of using such depositions, the method of compelling the attendance of the person sought to be examined and the penalties for the failure of such person to appear for such examination, shall be the same as provided for by said Act No. 375 of the Legislature of Alabama of 1955; to provide that the provisions of this Act shall apply to future suits and pending suits in any such county and also to depositions heretofore taken in pending suits, provided the party or parties taking such depositions in taking the same proceeded under said Act No. 375 of the Legislature of Alabama of 1955; and to provide that the provisions of any law or rule of court in conflict with the provisions of this Act shall be repealed to the extent of such conflict."

Also:

H. 2444. To repeal Act No. 1207, H. 1454, approved October 20, 1969, Regular Session 1969 (Acts 1969, p. 2248), entitled, "An Act To amend Act 258, approved September 7, 1964, to designate the time in each year when the Board of Registrars shall sit for the purpose of registering voters and for performing Clerical duties in all counties of the State of Alabama having a population of not less than 150,000 nor more than 300,000 according to the preceding federal decennial census; to provide that said sessions shall be in lieu of all other sessions now authorized by law; to provide for the compensation of the members of the Board of Registrars and clerical assistants; to authorize the appointment and payment of clerical assistance, and ex-

penditure of county funds for office space, equipment, supplies and other expenses; to validate all registrations in such counties made between September 7, 1964, and the date of the passage of this act."

Also:

H. 2445. To amend the title and Section 1 of Act No. 116, S. 195, Regular Session 1957 (Acts 1957, p. 164) which provides for the appointment of bailiffs for the circuit courts; and to regulate their compensation and provide for the payment thereof in certain counties classified on a population basis.

Also:

H. 2446. To repeal Act No. 979, S. 396, approved September 9, 1961, Regular Session 1961 (Acts 1961, p. 1557), entitled, "An Act to provide for the proportion of contribution by counties and incorporated municipalities therein to the budget of a county health department in all counties in this State having a population exceeding 150,000 and not exceeding 300,000 inhabitants, according to the latest Federal Census, or which shall hereafter have such population, according to any such census that may hereafter be taken."

Also:

H. 2447. To amend the title and Section 1 of Act No. 204, H. 399, Special Session 1966 (Acts 1966, p. 203) which fixes expense allowances of probate judges in certain counties classified on a population basis.

Also:

H. 2448. To amend the title and Section 1 of Act No. 52, S. 50, Special Session 1967 (Acts 1967, p. 89) which provides for an ambulance service either on a contract basis or by the establishment and operation of a non-profit service in certain counties classified on a population basis.

Also:

H. 1972. To authorize any county having a population of not less than 300,000 nor more than 600,000, according to the last or any subsequent federal decennial census, to become a party to a contract or lease agreement, solely on its own behalf, or jointly with any municipality in any such county, whereunder the liability of each may be joint or several, and whereunder the lessor is a public building authority, for a maximum period of twenty-five (25) years, to provide for office space or to pay the expenses of providing office space for a federal, state, county or municipal agency or certain public corporations.

Also:

H. 1829. To amend the Title and Section 1 of Act No. 237, S. 459, Regular Session 1967 (Acts 1967, p. 613), which provides for additional compensation for registrars in certain counties classified on a population basis.

Also:

H. 1830. To amend the title and Section 1 of Act No. 417, H. 452, Special Session 1966 (Acts 1966, p. 562), which provides for compensation

for members of the jury commission in certain counties classified on a population basis.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1602. To repeal Act No. 1005, S. 831, approved September 12, 1969, Regular Session 1969 (Acts 1969, p. 1879) entitled, "An Act To validate amounts expended by the board of revenue, court of county commissioners, or other like governing body, of any county with not less than 42,000 nor more than 46,000 population, according to the last or any subsequent federal decennial census, for gifts to hospital patients of the county, holiday advertisements by the county, premiums paid on bonds of the coroner, and appropriations made to private schools during the period October 1, 1964 through September 30, 1966."

Also:

H. 1603. To repeal Act No. 17, H. 14, approved March 4, 1970, Special Session 1970 (Acts 1970, p. 2617) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census, providing for the salary increases of the jailers in such counties."

Also:

H. 1604. To repeal Act No. 31, H. 46, approved March 4, 1970, Special Session 1970 (Acts 1970, p. 2653) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census, providing for the salary of the Register in Chancery in such counties."

Also:

H. 1605. To repeal Act No. 453, S. 443, approved September 4, 1963, Regular Session 1963 (Acts 1963, p. 986) entitled, "An Act Relating to counties having populations of not less than 42,000 nor more than 46,000; providing sick leaves of absence with pay for all regularly employed school bus drivers of said county."

Also:

H. 1606. To repeal Act No. 154, S. 122, approved August 28, 1964, Special Session 1964 (Acts 1964, p. 219) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000, according to the most recent federal decennial census; relating to the office of the sheriff and further regulating the salaries of certain employees of such office."

Also:

H. 1607. To repeal Act No. 155, S. 123, approved August 28, 1964, Special Session 1964 (Acts 1964, p. 219) entitled, "An Act Relating to all counties having populations of not less than 42,000 nor more than 46,000 according to the most recent federal decennial census; fixing the compensation of jury commissions."

Also:

H. 1608. To repeal Act No. 228, S. 140, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 314) entitled, "An Act To apply in counties having populations of not less than 42,000 nor more than 46,000, fixing the compensation of the deputy clerk of the register and providing for payment thereof."

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1831. To amend the title and Section 1 of Act No. 31, H. 3, First Special Session 1963 (Acts 1963, p. 102), which provides for regulation of municipal elections in certain cities classified on a population basis.

Also:

H. 1832. To amend the title and Section 1 of Act No. 678, S. 879, Regular Session 1969 (Acts 1969, p. 1213), which provides for appropriation of funds for public buildings and furnishings in certain counties classified on a population basis.

Also:

H. 1833. To amend the title and Section 1 of Act No. 106, S. 52, Second Special Session 1965 (Acts 1965, p. 144), which provides for the taking of fish from public streams in certain counties classified on a population basis.

Also:

H. 1835. To amend the title and Section 1 of Act No. 79, S. 60, Special Session 1962 (Acts 1962, p. 101), which provides for the licensing of and regulating the operation of and hunting on privately owned hunting preserves in certain counties classified on a population basis.

Also:

H. 2364. To transfer the duties of the probate judge in the matter of redeeming lands sold in Shelby County for taxes as provided by Article 5, Chapter 14, Title 51, Code of Alabama 1945 as amended, to the tax collector.

Also:

H. 2365. To authorize the Clerk of the Law and Equity Court of Shelby County and any successor inferior court to remove and destroy certain court files after five years after final disposition of such cases and to excuse the Clerk of such court from making a final record in civil and criminal cases determined in such court.

Also:

H. 2512. To amend the title and Section 1 of Act No. 139, H. 136, Special Session 1962 (Acts 1962, p. 181), which fixes additional compensation and allowance of certain election officers in certain counties classified on a population basis.

Also:

H. 2513. To amend the title and Section 1 of Act No. 187, H. 242, First Special Session 1964 (Acts 1964, p. 253), which regulates the pay of members of the county board of equalization, and provides for the payment of additional compensation from the county treasury in certain counties classified on a population basis.

Also:

H. 2514. To amend the title and Section 1 of Act No. 186, H. 241, First Special Session 1964 (Acts 1964, p. 252), which regulates the pay of jurors in certain counties classified on a population basis.

Also:

H. 2515. To amend the title and Section 1 of Act No. 185, H. 240, First Special Session 1964 (Acts 1964, p. 252), which regulates further the compensation of the coroner and provides for a salary payable by the county in lieu of fees and allowances in certain counties classified on a population basis.

Also:

H. 2516. To amend the title and Section 1 of Act No. 712, H. 1214, Regular Session 1965 (Acts 1965, p. 1317), which provides expense allowances for members of the county board of equalization payable from the general funds of the county, gives the act retroactive effect, and repeals Act No. 187, Acts of Alabama 1964, page 253, in certain counties classified on a population basis.

Also:

H. 2517. To amend the title and Section 1 of Act No. 711, H. 998, Regular Session 1967 (Acts 1967, p. 1549), which provides authority to regulate, collect, and dispose of trash on and along public roads and highways; license owners of containers to place same on right-of-ways and to set, levy and collect a privilege license tax on applicants for such licenses; with limitation on use of license as defense evidence in certain criminal actions in certain counties classified on a population basis.

Also:

H. 2518. To amend the title and Section 1 of Act No. 814, H. 1234, Regular Session 1961 (Acts 1961, p. 1190), as last amended, which provides an expense allowance to members of the county commission or like governing body in certain counties classified on a population basis.

Also:

H. 2519. To amend the title and Section 1 of Act No. 188, H. 243, First Special Session 1964 (Acts 1964, p. 253), which regulates the compensation of registrars and provides for payment of additional compensation in certain counties classified on a population basis.

Also:

H. 2520. To repeal Act No. 15, H. 11, approved March 4, 1970, Special Session 1970 (Acts 1970, p. 2615), entitled, "An Act Authorizing the county governing body of counties of not less than 25,600 population nor more than 25,700 population according to the most recent federal decennial census to make an appropriation of county funds for the relief of Walter Popwell to compensate for certain damages."

Also:

H. 2521. To repeal Act No. 582, H. 963, approved August 29, 1961, Regular Session 1961 (Acts 1961, p. 688), entitled, "An Act To provide for the appointment of an additional deputy and for the compensation of deputies of the sheriffs in all counties having populations of not less than 25,500 nor more than 25,700, according to the 1960 or any subsequent federal decennial census."

Also:

H. 2530. To amend the title and Section 1 of Act No. 700, H. 750, Regular Session 1965 (Acts 1965, p. 1301), as last amended, which provides for the regulation of the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken in certain counties classified on a population basis.

Also:

H. 2531. To amend the title and Section 1 of Act No. 285, H. 249, Regular Session 1965 (Acts 1965, p. 399), which provides for the payment of the expenses of the county or deputy solicitors in certain counties classified on a population basis.

Also:

H. 2532. To amend the title and Section 1 of Act No. 771, H. 1476, Regular Session 1961 (Acts 1961, p. 1110), which provides for the expenses

of the county superintendent of education in certain counties classified on a population basis.

Also:

H. 2533. To amend the title and Section 1 of Act No. 387, H. 887, Regular Session 1963 (Acts 1963, p. 889), which provides for the payment of the ex officio fees of the clerks of the circuit court in certain counties classified on a population basis.

Also:

H. 2534. To amend the title and Section 1 of Act No. 830, H. 1091, Regular Session 1969 (Acts 1969, p. 1518), which provides for fixing the compensation of the county solicitor in certain counties classified on a population basis.

Also:

H. 2535. To amend the title and Section 1 of Act No. 770, H. 1475, Regular Session 1961 (Acts 1961, p. 1109), which provides for a clerk-hire allowance for the office of clerk of the circuit court in certain counties classified on a population basis.

Also:

H. 2536. To amend the title and Section 1 of Act No. 107, H. 182, Regular Session 1967 (Acts 1967, p. 139), which provides for insurance of county officers and employees, and their dependents in certain counties classified on a population basis, giving the Act retroactive effect.

Also:

H. 2537. To amend the title and Section 1 of Act No. 57, H. 221, Regular Session 1969 (Acts 1969, p. 351), which provides for the regulation of the salary of the county superintendent of education in certain counties classified on a population basis.

Also:

H. 2538. To amend the title and Section 1 of Act No. 286, H. 250, Regular Session 1965 (Acts 1965, p. 399), as last amended, which regulates the compensation of members of the County Board of Education in certain counties classified on a population basis.

Also:

H. 2560. To amend the title and Section 1 of Act No. 364, H. 729, Regular Session 1963 (Acts 1963, p. 864), which provides for compensation of jurors in certain counties classified on a population basis.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length hav-

ing been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1537. To further amend Act No. 556 of the Regular Session of the Legislature of Alabama of 1959, approved November 19, 1959 (Ala. Acts, 1959, p. 1376 et seq.) as heretofore amended, which act established a pension and relief or retirement and relief system for firemen and policemen who are members of any pension and relief system heretofore or hereafter established under Act No. 929 of the Legislature of Alabama of 1951, approved September 12, 1951 (Ala. Acts, 1951, p. 1579 et seq.) as amended, which 1951 Act established a pension system for officers and employees of each city of the state having a population of 250,000 or more, according to the last or any subsequent federal census.

Also:

H. 1419. Relating to Mobile County, authorizing the county governing body to appropriate and expend county funds for the purpose of paying certain expenses incurred by members of the auxiliary forces of the sheriff's department or by any member of a posse comitatus summoned by the sheriff to aid him in conserving the peace of the county.

Also:

H. 1971. Relating to Mobile County; to provide that any monies in the county public highway and traffic fund may be used to pay the salary of any deputy sheriff whose duties require him to patrol the public roads and highways of Mobile County; and to make provisions of this Act retroactive to January 1, 1967.

Also:

H. 2206. Relating to municipalities having populations of not less than 40,000 nor more than 45,000; to provide for the power to fine, punish, imprison, and sentence to hard labor, prisoners in city jails; to compensate prisoners sentenced to hard labor not to exceed two dollars for each day's service.

Also:

H. 2228. Relating to Chambers County; providing for the construction, maintenance and repair of public roads, highways, bridges and ferries under the county unit system; authorizing and requiring the county governing body to employ and regulate the compensation of a county engineer; providing for the manner of selecting said engineer; prescribing his qualifications; requiring bond; defining his authority, powers and duties and those of the county governing body in relation to the roads, bridges and ferries of Chambers County.

Also:

H. 2309. To apply only to counties having a population of not less than 35,000 nor more than 38,000 according to the last federal decennial census; relieving the chief clerk of the probate judge of such counties of any duties as purchasing agent for the county, and authorizing the governing body to appoint another such purchasing agent.

Also:

H. 2352. Relating to counties having populations of not less than 300,000 nor more than 500,000; providing authorization for the superintendent of the Public School System in any such county to disburse funds for meals, travel, room and board as provided.

Also:

H. 796. To authorize the governing body of any county having a population of 500,000 or more, according to the last or any subsequent federal census, to use equipment and personnel of the county in improving, beautifying and preparing, any land in the county for public park purposes or recreational purposes, subject to the terms, conditions and restrictions prescribed in this Act.

Also:

H. 1076. To authorize and empower the County Commission, Board of Revenue or other governing body of all counties having a population of 600,000 or more according to the last or any subsequent decennial federal census, to authorize, approve and pay from the general funds of the county, all necessary and reasonable expenses incurred by the Judge of Probate and his chief assistants in attending conferences and instructional meetings of the Alabama Probate Judges Association and Continuing Legal Education Division of the University of Alabama.

Also:

H. 1214. To provide for the compensation to be paid circuit district attorneys by counties having a population of 600,000 or more according to the last or any subsequent decennial federal census.

Also:

H. 2667. To repeal Act No. 40, H. 63, approved March 4, 1970, Special Session 1970 (Acts 1970; p. 2662), entitled, "An Act to permit banks having principal place of business in cities having a population according to the most recent federal decennial census of not less than 10,230 nor more than 10,260 inhabitants, to establish, maintain, or operate new branches or branch banks, branch offices, branch agencies, additional offices or branch places of business within the limits of such city in which said bank is situated, for the receipt of deposits, payment of checks, lending of money, and the conduct of general banking and trust business, by and with the written consent of the state superintendent of banks."

Also:

H. 2668. To amend the title and Section 1 of Act No. 568, H. 904, Regular Session 1967 (Acts 1967, p. 1322) which authorizes the boards of education to purchase sites for, construction, erect and equip and operate technical and special schools within city school systems in certain counties classified on a population basis.

Also:

H. 2672. To amend the title and Section 1 of Act No. 858, H. 1180, Regular Session 1969 (Acts 1969, p. 1564) which regulates the compensation of members of the county board of education in certain counties classified on a population basis.

Also:

H. 2673. To amend the title and Section 1 of Act No. 146, H. 446, Regular Session 1961 (Acts 1961, p. 189) which regulates the compensation of bailiffs for the grand jury and bailiffs actually serving in court in certain counties classified on a population basis.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1520. To amend Section 22 of Act No. 248 of the Legislature of Alabama of 1945 (General Acts of 1945, pages 376-400), as amended by Act No. 562, approved October 9, 1947 (General Acts of Legislature of Alabama, 1947, page 398), and as amended by Act No. 670, approved September 16, 1953 (General Acts of Legislature of Alabama, 1953, page 927).

Also:

H. 544. Relating to cities having a population of 300,000 or more according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such cities.

Also:

H. 2243. To alter, rearrange, and extend the boundary lines of the corporate limits of the City of Arab in Marshall County; to limit the Sanitary Sewer Board of the City of Arab from operating within the annexed area; to provide a procedure for removing the limitation; and to establish the effective date of the act.

Also:

H. 1272. To amend Act No. 344 of the Regular Session of the Legislature of Alabama of 1969, authorizing any city of this State having a popula-

tion of 300,000 or more, according to the last or any subsequent federal census to pay hospital bills, medical expenses and other expenses incurred by employees of said city in securing treatment of injuries sustained by the employees in line of duty.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

RESOLUTION

The following resolution was introduced:

By Mr. Culver:

H. J. R. 212. EXTENDING THE JOINT INTERIM COMMITTEE ON AGRICULTURE

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES CONCURRING, That there shall be a joint interim committee on agriculture to meet on call of its chairman during the interim between the date of passage of this resolution, and the first legislative day of the 1975 regular legislative session, which shall make a study of the condition of agriculture in the state, hold hearings, inquire into ways and means of improving agriculture, agricultural marketing, and business and industry based on agriculture in the state, and report its findings, conclusions, and recommendations to the Governor and to each house of the Legislature at the 1975 regular session, and to any intervening regular or special session.

The committee shall consist of the members of the House Committee on Agriculture and the members of the Senate Committee on Agriculture. The chairman of the House Committee on Agriculture shall be chairman of the interim committee and the chairman of the Senate Committee on Agriculture shall be co-chairman of the interim committee.

The chairman of the committee, with the approval of the co-chairman, shall set the schedule and program for committee work, shall fix the days and hours of meeting and conducting hearings and examining witnesses who appear before the committee, and may appoint subcommittees and invest them with such authority as may be necessary to conduct the committee's business and expedite its work.

The total expenditures of the committee in any fiscal year shall not exceed ten thousand dollars.

REFERRED TO RULES

And the resolution, H. J. R. 212, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 215. To regulate further the excusing of persons from jury service in the Thirteenth Judicial Circuit; to authorize requiring persons excused from jury service at one time to serve at a subsequent time; and to regulate the compensation of jurors summoned for one week, but required to serve in another.

Also:

S. 846. To amend the title and Section 1 of Act No. 193, H. 444, Regular Session 1943 (Acts 1943, p. 183), which relates to Judicial Notice of Ordinance of Cities which may now or hereafter have a population of One Hundred Seventy Five thousand or more people according to the last or any succeeding federal census.

Also:

S. 1029. To further amend the title and Section 1 of Act No. 287, H. 193, Special Session 1965 (Acts 1965, p. 395), as last amended, which provides for compensation of members of the boards of commissioners and imposes a qualifying fee upon persons who desire to become candidates for the office of commissioner of certain cities classified on a population basis.

Also:

S. 1030. To amend further Sections 3, 8, and 9 of Act No. 243 H. 278, first Special Session 1964, as amended, which establishes the pension and relief system for policemen and firemen of the City of Mobile, by changing the amounts of contributions of the members and of the City; by expanding the investment powers of the Board of Pensions and by changing the bond requirement for the Board of Pensions and its members.

Also:

S. 1150. To repeal Act No. 410, H. 138, 1969 Regular Session, pertaining to off street parking facilities in cities of not less than 100,000 nor more than 150,000.

Also:

S. 1152. To repeal Act No. 417, 1957 Regular Session, pertaining to salaries of commission or council members in cities of not less than 125,000 nor more than 250,000.

Also:

S. 1153. To repeal Act No. 480, H. 871, 1961 Regular Session, approved August 8, 1961, pertaining to planning and zoning in incorporated cities having a population of not less than 100,000 nor more than 200,000.

Also:

S. 1154. To repeal Act No. 484, H. 932, 1961 Regular Session, pertaining to employees of waterworks or other boards in all cities of 100,000 nor more than 200,000.

Also:

S. 1155. To repeal Act No. 486, H. 939, 1961 Regular Session, pertaining to retirement systems in cities exceeding 100,000 and not exceeding 200,000.

Also:

S. 1156. To repeal Act No. 463, H. 869, 1961 Regular Session, requiring cities of not less than 100,000 nor more than 200,000 to become organized under the commission form of government.

Also:

S. 1157. To repeal Act No. 407, 1961 Regular Session, pertaining to counties having populations of 150,000 and less than 300,000 in which there is an incorporated city having a population of 100,000 and less than 200,000, and having to do with appointment of a humane officer.

Also:

S. 1187. To repeal Act No. 979, S. 396, 1961 Regular Session, pertaining to proportion of contribution between counties and municipalities to budget of county health department.

Also:

S. 1188. To repeal Act No. 1216, H. 1478, 1969 Regular Session, pertaining to municipalities having a population of not less than 70,000 nor more than 120,000 according to the most recent Federal Decennial Census, providing that such municipalities may authorize municipal electric utility boards to make certain expenditures without prior consent and approval of the governing body.

Also:

S. 5. To provide sales and use tax exemptions for certain medicines purchased by prescription.

Also:

S. 7. To make it unlawful for a person to own, or cause to be operated, a motor vehicle loaded with gravel or other like substance in such manner that the contents of the vehicle spill out and endanger the property and safety of motorists and pedestrians, and to prescribe the punishment therefor.

Also:

S. 208. To propose an amendment to the Constitution of Alabama with respect to the retirement, censure, suspension and removal of certain judges, creating a Judicial Commission and defining its powers, duties and authority.

Also:

S. 234. To authorize and empower the Supreme Court to adopt general rules governing pleading, practice and procedure in civil actions in all Courts in Alabama; and to provide for one form of civil action and procedure for the trial of cases both at law and in equity.

Also:

S. 307. To amend further Section 3 of Act No. 654 adopted at the 1965 Regular Session of the Legislature of Alabama, as heretofore amended, so as to reallocate the revenues derived from the tax authorized by the said Act and to appropriate so much of the said revenues as may be necessary for the retirement of additional bonds of the State Industrial Development Authority not exceeding \$3,000,000 in aggregate principal amount.

Also:

S. 401. To provide that Act No. 217 adopted at the 1967 Special Session of the Legislature of Alabama, as amended, which relates to competitive bidding on contracts of certain public bodies, shall not be applicable to any contracts made by a municipality pursuant to the provisions of Act No. 4 adopted at the 1956 Second Special Session of the Legislature of Alabama, as amended, which relates to the promotion of trade by inducing commercial enterprises to locate in the state and which confers on municipalities having a population not exceeding 100,000 inhabitants, according to the last or any subsequent federal census, powers with respect to the acquisition, leasing and financing of projects suitable for use by certain commercial enterprises.

Also:

S. 759. To apply in all those counties in Alabama having a population of not less than 110,000 and not more than 150,000 inhabitants, according to the latest or any subsequent Federal Decennial Census, and to provide for an appeal to the Circuit Court of such counties by any Attorney at Law convicted in any Recorder's Court, or other Municipal Court, of contempt of such Court, and to provide that no appeal bond in such cases shall be in an amount in excess of \$300.00 and to provide for the approval of any such appeal bond by any Circuit Judge, Probate Judge, or Justice of the Peace in any such county; and to provide for the suspension of any punishment meted out by any such Recorder, or other Municipal Judge, pending the outcome of such appeal and to provide for a trial by jury of such contempt charge, when any such appeal is made, and to repeal all laws or parts of laws in conflict with this act.

Also:

S. 776. Providing further for the operation of the county board of equalization of each county having a population of not less than 110,000 nor more than 150,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board and providing for the employment of clerks and other employees of the board.

Also:

S. 785. To regulate further the fees and costs which registers are entitled to in cases wherein divorce, alimony, maintenance or support is sought in the circuit court of all counties having populations of not less than 110,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census.

Also:

S. 792. Relating to counties having populations of not less than 110,000 nor more than 150,000; to provide an additional alternative proce-

whereby cities and towns in such counties may alter their corporate limits to incorporate into their boundaries certain contiguous unincorporated territory.

Also:

S. 956. To authorize each county in this state to sell and issue from time to time interest-bearing warrants for the purpose of paying costs of acquiring and providing solid wastes collection and disposal facilities; to provide that such warrants shall evidence general obligation indebtedness of the county; to provide that such warrants may, at the discretion of the governing body of the county, be additionally secured by a pledge or pledges of the revenues from the said facilities, or the proceeds from certain taxes, or both such revenues and taxes; to specify the effect and priority of any such pledges; to authorize the refunding of any such warrants; to provide that such securities shall be legal investments for fiduciaries; to provide that the issuance of any warrants and the interest coupons applicable thereto shall constitute the audit and allowance of claims against the issuing county and any tax proceeds and revenues, or either, pledged to the payment thereof.

Also:

S. 965. Relating to domestic stock insurance companies and to provide procedures for adoption and effectuation of plans of exchange of securities between domestic stock insurance companies and holding companies and between domestic stock insurance companies, holding companies and subsidiaries of holding companies; to provide for approval of such plans of exchange of securities by boards of directors and stockholders, and to require approval by the Superintendent of Insurance upon a public hearing after notice to stockholders and policyholders and to provide a procedure therefor; to provide rights and procedures for dissenting stockholders; and to set forth the effect of such plans for exchange.

Also:

S. 981. To amend the title and Section 1 of Act No. 43, S. 125, Regular Session 1961 (Acts 1961, p. 64) which provides for the payment of expenses of the county or deputy solicitors of certain counties classified on a population basis.

Also:

S. 982. To amend the title and Section 1 of Act No. 41, S. 123, Regular Session 1961 (Acts 1961, p. 62) which imposes additional duties upon and increases the compensation of the county solicitor of certain counties classified on a population basis.

Also:

S. 983. To amend the title and Section 1 of Act No. 45, S. 127, Regular Session 1961 (Acts 1961, p. 65) which requires the tax collector and tax assessor to act in an advisory capacity to the county board of equalization and to investigate complaints as to assessments and make reports thereon to said board and provides for additional compensation for such officers from the general fund, in certain counties classified on a population basis.

Also:

S. 984. To amend the title and Section 1 of Act No. 48, S. 130, Regular Session 1961 (Acts 1961, p. 67) which provides further for enforcement of highway traffic control laws and rules of the road by deputy sheriffs in certain counties classified on a population basis.

Also:

S. 985. To amend the title and Section 1 of Act No. 122, H. 91, Special Session 1965 (Acts 1965, p. 175) as amended by Act No. 46, S. 116, Regular Session 1969 (Acts 1969-70, p. 335), which provides expense allowances for the chairman or presiding judge and members of the governing body of certain counties classified on a population basis.

Also:

S. 986. To repeal Act No. 64, H. 138, approved June 26, 1963, Regular Session 1963 (Acts 1963, p. 441), entitled, "An Act to provide for the compensation and travel expenses of the county superintendent of education in counties having a population of not less than 14,875 nor more than 15,200 inhabitants, according to the 1960 or any subsequent federal decennial census."

Also:

S. 1047. To provide compensation for total disability and death due to pneumoconiosis of underground coal miners as herein defined in compliance with the mandate of the Congress of the United States as required by the provisions of Public Law 91-173 of the Ninety-first Congress and to provide for standards and presumptions for determining when and under what conditions total disability or death is due to pneumoconiosis as herein defined and to provide that any claim or action filed hereunder for such total disability or death shall be deemed to have been timely filed if filed as herein required within three years of the discovery of such total disability or the date of death in the case of death. And to provide for the liability for the benefits herein provided of prior and successor operators as herein defined for miners employed at such mines on or after January 1, 1973.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing Message from the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL 137

We, the committee of conference appointed to reconcile the differences between the two houses concerning the bill, H.B. 137, have met and considered the matter referred and beg leave to report as follows:

We recommend that the Senate recede from its amendments to the bill;

We recommend that the following substitute for the bill be adopted by both houses and that the bill as amended by the substitute be passed.

MACK W. PERRY
JOHN S. CASEY
JAMES C. WOOD
RICHARD DOMINICK
FRED RAY LYBRAND
DON HORNE

A BILL
TO BE ENTITLED
AN ACT

Relating to domestic relations, particularly to marriage and divorce; prescribing the style of proceedings relative to domestic relations; prescribing the effect of a divorce decree; and providing for an additional ground of divorce by amending Code of Alabama 1940, Title 34, Section 20.

Be It Enacted by the Legislature of Alabama:

Section 1. When a divorce decree is entered, in effect, it is awarded to both parties to the marriage.

Section 2. Code of Alabama 1940, Title 34, Section 20, as amended, is hereby further amended to read as follows:

"Section 20. DIVORCE; BY WHAT COURT, AND ON WHAT GROUNDS GRANTED. (a) The Circuit Court in equity has power to divorce persons from the bonds of matrimony, upon a petition filed by one of the parties, entitled "In re the marriage of _____ and _____," for the causes following: 1. In favor of either party, when the other was, at the time of the marriage physically and incurably incapacitated from entering into the marriage state. 2. For adultery. 3. For voluntary abandonment from bed and board for one year next preceding the filing of the bill. 4. Imprisonment in the penitentiary of this or any other state, for two years, the sentence being for seven years or longer. 5. The commission of the crime against nature, whether with mankind or beast, either before or after marriage. 6. For becoming addicted after marriage to habitual drunkenness or to habitual use of opium, morphine, cocaine or other like drug. 7. Upon application of either the husband or wife, when the court is satisfied from all the testimony in the case, that there exists such a complete incompatibility of temperament that the parties can no longer live together. 8. In favor of either party, when the other, after marriage, shall have been confined in an insane asylum for a period of five successive years; if such party from whom a divorce is sought is hopelessly and incurably insane at the time of the filing of the bill. Provided, however, that the superintendent of the insane asylum in which such person is confined shall make a certified statement, under oath, that it is his opinion and belief, after a complete and full study and examination of such person, that such person is hopelessly and incurably insane. 9. Upon application of either party, when the court finds there has been an irretrievable breakdown of the marriage and that further attempts at reconciliation are impractical or futile and not in the best interest of the parties or family.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

CONFERENCE COMMITTEE REPORT ADOPTED

On motion of Mr. Perloff, the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to the bill, H. 137, said report being set out in the above and foregoing Report of the Committee of Conference.

Yeas 63; Nays 6.

Yeas:

Mr. Speaker
Adams

Bassett
Boutwell

Brassell
Burgess

Callahan
Carnes

Carter	Falkenburg	Lang	Smith (P)
Cauthen	Fite	McCluskey	Snell
Cherner	Flippo	McCorquodale	Stewart
Connell	Goodwin	McDonald	Stokes
Coshatt	Grainger	Mathews	Straiton
Cottingham	Gray (F)	May	Taylor
Crawford	Hardin	Meeks	Timmons
Cross	Harris	Naramore	Turner
Crowe	Hill	Nettles	Wallace
Dill	Hobbie	Perloff	Weeks
Doss	Jackson	Reed (T)	Williams
Drake	Jones (E)	Reynolds	Wood
Ellis	Jones (F)	Slate	Wynot
Erdreich	King	Smith (K)	

—63

Nays:

Messrs.:	Benton	Gafford	Lutz
Baker	Chesnut	Gloor	

—6

And the bill, H. 137:

Relating to domestic relations, particularly to marriage and divorce; prescribing the style of proceedings relative to domestic relations; prescribing the effect of a divorce decree; and providing for an additional ground of divorce by amending Code of Alabama 1940, Title 34, Section 20.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 69; Nays 6.

Yeas:

Mr. Speaker	Cross	Hobbie	Reid (R)
Adams	Culver	Jackson	Reynolds
Agee	Dill	Jones (E)	St. John
Bank	Drake	Jones (F)	Slate
Bassett	Edwards	King	Smith (K)
Boutwell	Ellis	McCluskey	Smith (P)
Bowers	Erdreich	McCorquodale	Snell
Brassell	Falkenburg	McDonald	Stewart
Burgess	Fite	Mathews	Stokes
Callahan	Flippo	May	Straiton
Carnes	Goodwin	Merrill	Taylor
Carter	Grainger	Mims	Therrell
Cauthen	Gray (F)	Naramore	Turner
Collins	Grey (D)	Nettles	Weeks
Connell	Hardin	O'Daniel	Williams
Coshatt	Harris	Perloff	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford			

—69

Nays:

Messrs.:	Benton	Doss	Lutz
Baker	Chesnut	Gloor	

—6

RESOLUTIONS

The following resolutions were introduced:

By Messrs. Bowers, Jones (E), Meeks, Ellis, Falkenburg, Adwell, Boles, Boutwell, Cherner, Dill, Doss, Erdreich, Gafford, Gloor, McBride, Parker (H), Timmons, Waggoner, Wallace and Weeks:

H. J. R. 213. DEATH OF JUDGE WILLIAM L. LONGSHORE MOURNED.

WHEREAS William L. Longshore, former lawyer, district attorney, circuit judge, and political leader in the State of Alabama, passed away in Birmingham on July 12, 1971 to the great loss and sorrow of his family and his host of friends throughout the state; and

WHEREAS Judge Longshore was universally esteemed and highly regarded for his decades of public service and his many contributions to the political, religious and civic affairs of Jefferson County and the State of Alabama; and

WHEREAS Judge Longshore served as chairman of the Jefferson County Republican Executive Committee for twenty years. He was a member of the American Legion, Knights of Pythias, Birmingham Bar Association, Alabama Bar Association, American Bar Association, and many other clubs and organizations; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we deeply mourn the death of Judge Longshore, and express our deepest and heartfelt sympathy to his family.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to the family of William L. Longshore.

On motion of Mr. Bowers, the rules were suspended and the resolution was adopted.

Also:

By Mr. Dill:

H. J. R. 214. CREATING A JOINT INTERIM COMMITTEE TO STUDY COLLECTIVE BARGAINING BY ALL STATE, COUNTY, AND MUNICIPAL EMPLOYEES.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That there is hereby created a Joint Interim Committee to study collective bargaining by all state, county, and municipal employees, etc., of the State of Alabama.

The committee shall consist of four persons who shall be members of the House to be appointed by the Speaker of the House; and three persons who shall be members of the Senate to be appointed by the Lieutenant Governor. The Speaker of the House and the Lieutenant Governor shall be ex officio members.

The expenses of this committee shall be paid out of funds appropriated to the use of the legislature, and all members shall receive their regular pay and expense allowances.

BE IT FURTHER RESOLVED, That the committee shall elect one of its members as chairman and shall meet at his call, four members constituting a quorum.

The committee shall prepare and submit a report of the facts compiled to the full House and Senate not later than the tenth legislative day of the next regular session of the Alabama Legislature.

The motion of Mr. Dill to suspend the rules in order to bring up for immediate consideration the above and foregoing resolution was adopted.

Yeas 63; Nays 9.

Yeas:

Mr. Speaker	Downing	Hobbie	Roberts
Agee	Drake	Jones (E)	St. John
Bassett	Easters	King	Slate
Bowers	Edwards	Lutz	Smith (K)
Brassell	Ellis	McBride	Snell
Callahan	Fite	McDonald	Stewart
Carter	Flippo	Meeks	Stokes
Casey	Gloor	Merrill	Straiton
Cauthen	Goodwin	Mims	Taylor
Chesnut	Grainger	Naramore	Therrell
Collins	Gray (F)	Nettles	Timmons
Connell	Grey (D)	O'Daniel	Turner
Coshatt	Hardin	Owens	Warren
Cottingham	Harris	Reed (T)	Weeks
Crowe	Headley	Reid (R)	Williams
Dill	Hill	Reynolds	

—63

Nays:

Messrs.:	Crawford	Pruitt	Wallace
Baker	Doss	Waldrop	Wynot
Carnes	Gafford		

—9

Mr. Grainger offered the following amendment to the resolution H. J. R. 214:

Amend Paragraph 3 of H. J. R. 214 by adding at the end thereof the following:

"Provided that the maximum expenditures allowed herein shall not exceed the sum of \$10,000."

And the amendment was adopted.

Yeas 74; Nays 1.

Yeas:

Mr. Speaker	Cottingham	Harris	Merrill
Adams	Crawford	Headley	Mims
Agee	Cross	Hill	Naramore
Baker	Dill	Hobbie	Nettles
Barkett	Doss	Jackson	O'Daniel
Bassett	Drake	Jones (E)	Owens
Benton	Easters	King	Perloff
Callahan	Edwards	Kinsey	Pruitt
Carnes	Ellis	Lang	Reed (T)
Carter	Fite	Lutz	Reid (R)
Casey	Flippo	McBride	Roberts
Cauthen	Goodwin	McCorquodale	St. John
Chesnut	Grainger	McDonald	Slate
Collins	Gray (F)	Manley	Smith (K)
Connell	Grey (D)	May	Snell
Coshatt	Hardin	Meeks	Stokes

Straiton	Turner	Warren	Williams	
Taylor	Waldrop	Weeks	Wynot	
Timmons	Wallace			—74

Nay: Mr. Gafford. —1

And the resolution, H. J. R. 214, as amended, was adopted.

Yeas 58; Nays 9.

Yeas:

Mr. Speaker	Ellis	King	Reid (R)	
Adams	Fite	Kinsey	Reynolds	
Barkett	Flippo	Lang	Roberts	
Bassett	Goodwin	Lutz	Robertson	
Bowers	Grainger	McCorquodale	St. John	
Casey	Gray (F)	McDonald	Slate	
Collins	Grey (D)	Merrill	Smith (K)	
Connell	Hale	Mims	Snell	
Coshatt	Hardin	Naramore	Straiton	
Cottingham	Harris	Nettles	Taylor	
Dill	Headley	O'Daniel	Therrell	
Downing	Hill	Owens	Turner	
Drake	Hobbie	Perloff	Warren	
Easters	Jackson	Reed (T)	Weeks	
Edwards	Jones (E)			—58

Nays:

Messrs.:	Carter	Pruitt	Wallace	
Baker	Crawford	Waldrop	Wynot	
Carnes	Gafford			—9

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, and Senate Joint Resolution, your signature thereto is requested:

S. 408. To amend Act No. 679, H. 1377, Regular Session 1961 (Acts 1961, p. 953), which act regulates and licenses barbers and barber colleges in Morgan County, by prohibiting the employment of non-licensed barbers in barber shops; by exempting certain barbers from paying the license fees; and by providing a penalty for failure to renew a barber's license within a certain period; and by fixing standards of qualification for instructors in barber colleges.

Also:

S. 429. Relating to counties having populations not less than 34,000 nor more than 34,500, according to the most recent federal decennial census; to provide for the seizure and confiscation of property used in illegal night hunting of deer.

Also:

S. 1174. To repeal Act No. 125, H. 319, approved July 1, 1969, Regular Session 1969 (Acts 1969, p. 401), entitled, "An Act To apply only in

counties having populations of not less than 25,800 nor more than 26,700; to provide for the appointment of the County Superintendent of Education; to prescribe his qualifications, duties and term of office; and to repeal all conflicting laws."

Also:

S. 1175. To amend the title and Section 1 of Act No. 703, H. 966, Regular Session 1965 (Acts 1965, p. 1305) which provides further for the selection of textbooks and instructional materials for use in the public schools in certain counties classified on a population basis.

Also:

S. 1176. To establish the salary of the solicitor of the Intermediate Court in counties having a population of not less than 55,500 nor more than 56,500, according to the most recent Federal decennial census.

Also:

S. 1183. To amend the title and Section 1 of Act No. 131, H. 141, Special Session 1965 (Acts Special Session 1965, v. 1, p. 183) which provides for the appointment of a clerk by the register of the Circuit Court and for payment of such clerk's salary by the county in certain counties classified on a population basis.

Also:

S. 1186. Further regulating the meetings of the county board of registrars in Morgan County.

Also:

S. 1192. To amend the title and Section 1 of Act No. 37, S. 69, Special Session 1964 (Acts 1964, p. 58) which regulates the compensation of jurors in certain counties classified on a population basis.

Also:

S. 1193. To amend the title and Sections 1 and 2 of Act No. 932, H. 1346, Regular Session 1969 (Acts 1969, p. 1670) which establishes the procedure for the selection of a depository of the funds of the Board of Education and fixes the compensation for the members of the County Board of Education in certain counties classified on a population basis.

Also:

S. 1194. To amend the title and Section 1 of Act No. 213, H. 431, Regular Session 1969 (Acts 1969, p. 533) which provides for payment of in-county travel expenses for county commissioners, payable from the county treasury in certain counties classified on a population basis.

Also:

S. 1196. To repeal Act No. 641, S. 543, approved August 26, 1965, Regular Session 1965 (Acts 1965, p. 1161), entitled, "An Act To apply in counties having populations of not less than 25,400 nor more than 25,675, fixing the compensation of the clerk of the register and providing for payment thereof."

Also:

S. 1197. To amend the title and Section 1 of Act No. 614, H. 1158, Regular Session 1965 (Acts 1965, p. 1128) which fixes the compensation of the clerk of the register and provide for payment thereof in certain counties classified on a population basis.

Also:

S. 1198. To amend the title and Section 1 of Act No. 38, S. 70, Special Session 1964, (Acts 1964, p. 58) which regulates the pay of election officers in certain counties classified on a population basis.

Also:

S. 1199. To repeal Act No. 38, H. 63, approved March 16, 1965, Special Session 1965 (Acts 1965, p. 58) as amended entitled, "An Act To provide for the payment of an expense allowance to members, including the Chairman or Ex-Officio Chairman, of the Board of Revenue, Court of County Commissioners or other like governing body of all counties having a population of not less than 25,800 nor more than 26,700, according to the last or any subsequent federal decennial census."

Also:

S. 1201. To amend the title and Section 1 of Act No. 146, H. 446, Regular Session 1961 (Acts 1961, p. 189) which regulates the compensation of bailiffs for the grand jury and bailiffs actually serving in court in certain counties classified on a population basis.

Also:

S. 1202. To amend the title and Section 1 of Act No. 858, H. 1180, Regular Session 1969 (Acts 1969, p. 1564) which regulates the compensation of members of the county board of education in certain counties classified on a population basis.

Also:

S. 1203. To amend the title and Section 1 of Act No. 720, H. 1235, Regular Session 1965 (Acts 1965, p. 1325) which provides an expense allowance for the superintendent of education in certain counties classified on a population basis.

Also:

S. 1204. To amend the title and Section 1 of Act No. 568, H. 904, Regular Session 1967 (Act 1967, p. 1322) which authorizes the boards of education to purchase sites for, construction, erect and equip and operate technical and special schools within city school systems in certain counties classified on a population basis.

Also:

S. 1205. To amend the title and Section 1 of Act No. 556, H. 540, Regular Session 1967 (Acts 1967, p. 1312) which provides that the Board of Education is authorized to expend public school funds for the purpose of purchasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff in certain counties classified on a population basis.

Also:

S. 1206. To repeal Act No. 110, H. 426, approved June 27, 1963, Regular Session 1963 (Acts 1963, p. 490), entitled, "An Act To regulate the compensation of members of the county board of education in counties having populations of not less than 25,800 nor more than 26,700, according to the 1960 or any subsequent federal decennial census."

Also:

S. 1209. Relating to Dale County, providing for the establishment of a consolidated and unified system for assessment and collection of taxes, under the supervision of an elected county official designated as county revenue commissioner, and repealing conflicting laws, subject to the ratification of a constitutional amendment.

Also:

S. 1195. To amend the title and Section 1 of Act No. 62, H. 610, Regular Session 1969 (Acts 1969, p. 354) which provides for the County Board of Education to set the annual salary of the Superintendent of the County Board of Education in certain counties classified on a population basis.

Also:

S. 987. To amend the title and Section 1 of Act No. 121, H. 90, Special Session 1965 (Acts 1965, p. 174) which relates to closing the office of officials in the county courthouse in certain counties classified on a population basis.

Also:

S. 988. To repeal Act No. 86, S. 188, approved July 15, 1967, Regular Session 1967 (Acts 1967, p. 418), entitled, "An Act relating to all counties having populations of not less than 14,875 nor more than 15,200 according to the most recent federal decennial census; imposing further duties on the county solicitor; providing him an additional expense allowance and the manner of its payment."

Also:

S. 989. To amend the title and Section 1 of Act No. 88, S. 224, Regular Session 1967 (Acts 1967, p. 420) which provides clerk hire allowances for certain county officers in certain counties classified on a population basis.

Also:

S. 990. To amend the title and Section 1 of Act No. 146, S. 138, Special Session 1961 (Acts 1961, p. 2089) which provides clerical assistants and duties and compensation therefor for sheriffs in certain counties classified on a population basis.

Also:

S. 991. To amend the title and Section 1 of Act No. 506, H. 1106, Regular Session 1965 (Acts 1965, p. 745) which provides expense allowances for certain deputy sheriffs in certain counties classified on a population basis.

Also:

S. 992. To repeal Act No. 505, H. 1105, approved August 20, 1965, Regular Session 1965 (Acts 1965, P. 745), entitled, "An Act relating to

counties having populations of not less than 14,000 nor more than 15,000; providing an expense allowance for the superintendent of education of any such county.

Also:

S. 993. To repeal Act No. 42, S. 124, approved June 12, 1961, Regular Session 1961 (Acts 1961, p. 63), entitled, "An Act to provide for the compensation and travel expenses of the county superintendent of education in counties having a population of not less than 14,875 nor more than 15,200 inhabitants, according to the 1960 preliminary county totals for Alabama, 1960 census of population, or any subsequent federal decennial census."

Also:

S. 1028. Relating to counties with populations of not less than 34,000 nor more than 34,800 according to the most recent federal decennial census; to authorize the county commission in such counties to appropriate \$1,000.00 out of the general fund for the relief of Grover Dean, Juanita Parrish Dean and Etta Dean.

Also:

S. 1045. Proposing an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for library service in Morgan County.

Also:

S. 1092. Relating to the residence of employees of municipalities having a population of not less than 50,000 nor more than 60,000, according to the most recent federal decennial census.

Also:

S. 1102. To amend the title and Section 1 of Act No. 237, H. 274, First Special Session 1964 (Acts 1964, p. 322), as last amended, which provides expense allowances for the chairman or presiding judge and members of the governing body in certain counties classified on a population basis.

Also:

S. 1111. Relating to all counties having populations of not less than 65,500 nor more than 75,200 according to the most recent federal decennial census; providing for the submission to the qualified voters of such counties the question of whether or not an annual license tax and registration fee shall be levied in the amount of 75¢ upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of such counties and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of the county; providing for the calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of the county to adopt and promulgate rules and regulations necessary for the

collection and enforcement of the license tax and registration; prohibiting any motor vehicle from using the public highways of such counties until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of promoting the industrial expansion and development of the county or payment of principal or interest on any obligation or indebtedness incurred for such purpose, and repealing all laws in conflict therewith.

Also:

S. 1121. Relating to all counties having a population of not less than 65,500 nor more than 75,200 inhabitants according to the most recent or any subsequent federal decennial census, to create a Civil Service Board in said counties to assure the more efficient operation of the sheriff's Department; to provide for the composition, powers, duties, and compensation for such boards; and to establish certain employee management policies for the Sheriff's Department in said counties.

Also:

S. 1124. To create and provide for a county court in counties having a population of not more than 10,660, according to the most recent federal decennial census.

Also:

S. 1146. To fix the salary for the County Solicitor (Deputy District Attorney) of DeKalb County.

Also:

S. 1147. To alter or re-arrange the boundary lines of the Town of Fyffe, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Also:

S. 1149. Relating to the municipality of Geraldine in DeKalb County to alter, re-arrange and extend the boundaries of the Town of Geraldine.

Also:

S. 1158. To repeal Act No. 65, S. 290, approved July 12, 1971, Regular Session 1971, entitled, "An Act To prohibit the use of steel traps and similar devices in counties having a population of not less than 38,100 nor more than 40,500, and in counties having a population of not less than 41,750 nor more than 45,000, according to the most recent federal decennial census, and to prescribe punishment for the violation of this Act."

Also:

S. 1162. To amend the title and Section 1 of Act No. 946, H. 1369, Regular Session 1969 (Acts 1969, p. 1680), which Act provides further for the annual salary of the chief deputy sheriff in all counties having populations of less than 10,660, according to the most recent federal decennial census; and to prescribe the manner of payment thereof.

Also:

S. 1163. To amend the title and Section 1 of Act No. 779, H. 847, Regular Session 1969 (Acts 1969, p. 1394), which Act provides further for

reimbursing the members of the county governing bodies of all counties having populations of less than 10,660, according to the most recent federal decennial census for certain expenses incurred in travel outside their respective county.

Also:

S. 1165. To amend the title and Section 1 of Act No. 267, H. 63, Special Session 1961 (Acts 1961, p. 2283), which Act provides further for use of certain earmarked or dedicated school revenues for general educational purposes, including payment of teachers' salaries, in counties having populations of less than 10,660; repealing conflicting laws.

Also:

S. J. R. 91. Allowing the Secretary of Senate and the Clerk of the House additional assistants to assist in checking Journals.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Bills and Senate Joint Resolution, the titles of which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills and Senate Joint Resolutions, your signature thereto is requested:

S. J. R. 84. Commending the Alabama Charioteers, a Drum and Bugle Corps of Pike County.

Also:

S. J. R. 87. Mourning the death of Fred Bateman Hover, Jr.

Also:

S. J. R. 96. Mourning the death of three coaches of Vestavia Hills.

Also:

S. 306. To authorize the State Industrial Development Authority to sell and issue from time to time its bonds not exceeding \$3,000,000 in principal amount in addition to those heretofore authorized to be issued by it; to prescribe certain additional powers and duties of the Authority, including the power to make grants from the proceeds of the said additional bonds to counties, municipalities, and local industrial development boards, subject to certain limitations, for the purposes of making certain local surveys incidental to industrial development and to grade and drain industrial sites and the means of access thereto; to provide that the Authority may issue and sell such bonds for the purpose of making the said grants; to provide that such bonds and the

income therefrom shall be exempt from taxation, that such bonds may be used to secure deposits of funds of the state and its political subdivisions, instrumentalities and agencies, shall be legal for investment of fiduciary funds and funds of the Teachers' Retirement System of Alabama, the Employees' Retirement System of Alabama, and the State Insurance Fund, and shall not create an obligation or debt of the state; to provide that all bonds issued by the Authority may thereafter be refunded by the issuance of refunding bonds; to provide for the deposit, investment and disposition of the proceeds of the sale of the bonds of the Authority; to make an appropriation and pledge of funds from the special tax levied by Act No. 654 adopted at the 1965 Regular Session of the Legislature of Alabama, as amended, to the extent necessary to pay the principal of and interest on bonds of the Authority; to authorize the Authority to pledge the funds so appropriated for the payment of the principal of and interest on its bonds; to provide that such principal and interest shall be payable solely from the funds so appropriated; and to provide that the State Treasurer shall be the custodian of the funds of the Authority.

Also:

S. 504. To authorize the governing body of Tuscaloosa County and the governing body of any municipality in such county to establish jointly a parking and transit authority as a public corporation for the purpose of financing, acquiring, constructing, leasing, enlarging, equipping, improving, maintaining, developing, and operating facilities for parking motor vehicles and related facilities, and financing, acquiring, constructing, leasing, enlarging, equipping, improving, maintaining, developing, and operating a public transit or transportation system and related facilities, including offices for any such authority; to authorize the leasing or letting of facilities; to authorize such authority to issue bonds of indebtedness; to provide that such bonds shall be negotiable instruments; to authorize such authority to enter into contracts and to acquire and dispose of properties; to provide that such authority shall have powers, privileges and rights necessary to carry out the purposes hereof; and to provide for the dissolution of the authority and the disposition of its property.

Also:

S. 751. Providing for the payment of the automobile expenses of coroners in counties having a population of not less than 110,000 nor more than 150,000 according to the last or any subsequent federal decennial census.

Also:

S. 752. To apply only in counties having populations of not less than 110,000 nor more than 150,000; providing for appointment of bailiffs in the county courts of such counties.

Also:

S. 760. Relating to counties having populations of not less than 110,000 nor more than 150,000, providing for meetings of the board of registrars in such counties.

Also:

S. 761. Relating to all counties having a population of not less than 110,000 nor more than 150,000 according to the most recent federal decennial census; fixing the compensation of election officers in said counties.

Also:

S. 762. Relating to counties having populations of not less than 110,000 nor more than 150,000; regulating the appointment of special constables in such counties in certain cases; repealing conflicting laws.

Also:

S. 764. To apply in all those counties in Alabama having not less than 110,000 population and not more than 150,000 population according to the latest or any subsequent Federal Decennial Census, and further regulating and prescribing the qualifications of persons engaging in the Bail Bond business in such counties.

Also:

S. 767. To provide and providing that in all counties in Alabama whose population is not less than 110,000 people and not more than 150,000 people according to the 1970 or any subsequent Federal decennial census that all non-profit public general hospitals which are agencies of such counties or of any city located in such counties or of both such counties and cities, and all hospital boards operating such hospitals within such counties, shall be authorized and empowered to adopt, contract for, obtain and maintain a retirement pension plan for its officers and employees or such of its officers and employees as it may determine, and to contract for, obtain and maintain a pension trust agreement with any bank, banking institution or insurance company authorized by law to act as a trustee in the State of Alabama, and to contribute and pay such trustee all funds and monies reasonably necessary to provide for all retirement pensions provided for in said retirement pension plan and all costs or expenses of servicing the same, and to contract for, obtain and maintain policies of group life, health, accident and hospitalization insurance and insured or uninsured retirement plans for its officers and employees or for such of its officers and employees as it shall determine to be entitled thereto.

Also:

S. 768. To regulate further membership on free public library boards in all counties in this State having populations of not less than 110,000 nor more than 150,000 according to the last or any subsequent federal decennial census; providing for increasing the size of such boards and prescribing the manner of appointment of members thereof.

Also:

S. 769. Relating to counties having a population of not less than 110,000 nor more than 150,000 inhabitants; fixing the salaries of chairman and associate members of the civil service boards of such counties.

Also:

S. 851. To apply in all counties having populations of not less than 11,500 nor more than 12,500, providing clerk-hire allowances for certain county officers.

Also:

S. 858. To provide that the presiding officer of the county commission of all counties having a population of not less than 90,000 nor more than 100,000 according to the most recent federal decennial census shall be officially known and designated as the Chairman of the County Commission.

Also:

S. 928. To authorize and provide for the final record in civil suits at law in the Circuit Court and in any County or Inferior Court of record in all counties having a population of not less than 110,000 and not more than 150,000 inhabitants as shown by the last or any succeeding Federal census.

Also:

S. 942. To amend the title and Section 1 of Act No. 807, H. 1290, Regular Session 1961 (Acts 1961, p. 1171) which provides for Airport Authority Boards in certain counties classified on a population basis.

Also:

S. 949. To create an additional position of assistant district attorney for the Twenty-third Judicial Circuit of Alabama to be assigned to prosecute cases returnable to the Family Court Division of the Circuit Court.

Also:

S. 950. Relating to counties having a population of not less than 55,500 nor more than 56,500 inhabitants according to the last or any subsequent decennial census; to authorize the attorneys retained and paid by such county governing bodies to defend any county employee sued because of an alleged act of negligence which occurred within the line and scope of that employee's employment.

Also:

S. 951. To alter or rearrange the boundary lines of the City of Cordova, Alabama, so as to include within the corporate limits of said City all territory now within such corporate limits and also certain other territory contiguous thereto, in Walker County, Alabama.

Also:

S. 959. Relating to counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census; to authorize the governing body to appropriate a sum not to exceed fifteen hundred dollars (\$1500) annually for the use of the County Cattle-men's Association in promoting their programs.

Also:

S. 961. Relating to all counties having a population of 57,000 and not more than 61,000, according to the most recent federal decennial census; to provide for the seizure and confiscation of property used in illegal night hunting of deer.

Also:

S. 962. Relating to Wilcox County; authorizing additional compensation for registrars.

Also:

S. 970. To provide that the Board of County Commissioners in any county having a population of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census, may provide assistance in the maintenance, restoration, care, and protection of ancient cemeteries.

Also:

S. 971. Relating to counties having a population of not less than 175,000 nor more than 300,000; and authorizing the Board of County Commissioners in such counties to establish legal names for all county roads, and to set speed limits on county roads, consistent with state policy.

Also:

S. 972. Relating to counties having a population of not less than 175,000 nor more than 300,000; and authorizing the Board of County Commissioners in such counties to designate an official County Historian and appropriate a small honorarium for same.

Also:

S. 978. To provide further for a governing body for Autauga County to name and designate the chairman and first members of the Autauga County Commission and to provide for the election of their successors; to define the authority, powers and duties of the commission and to prescribe the qualifications, terms and compensation of its members.

Also:

S. 1001. Relating to the office of the Circuit Judge in every Judicial Circuit composed of one County, having but one Circuit Judge with a population of not less than 27,000 nor more than 27,900, authorizing an expense allowance for the Circuit Judge.

Also:

S. 1003. To amend the title and Section 1 of Act No. 1025, S. 890, Regular Session 1969 (Acts 1969, p. 1903), which Act provides further for the compensation, fees, power and duties of the judge and clerk of the Inferior Court of certain counties classified on a population basis.

Also:

S. 1004. To amend the title and Section 1 of Act No. 317, H. 716, Regular Session 1963, (Acts 1963, p. 796), as amended, which Act provides for the payment of additional expense allowances of members of the county governing body in certain counties classified on a population basis.

Also:

S. 1005. To amend the title and Section 1 of Act No. 1023, S. 878, Regular Session 1969 (Acts 1969, p. 1902), which Act provides further for the compensation of deputy sheriffs in certain counties classified on a population basis.

Also:

S. 1006. To amend the title and Section 1 of Act No. 1022, S. 877, Regular Session 1969 (Acts 1969, p. 1902), which Act provides further for the issuance of pistol permits in certain counties classified on a population basis.

Also:

S. 1007. To amend the title and Section 1 of Act No. 168, H. 55, Regular Session 1961 (Acts 1961, p. 212), which Act provides further for the compensation of fire wardens in certain counties classified on a population basis.

Also:

S. 1008. To amend Section 1 of Act No. 140, S. 119, Special Session 1961 (Acts 1961, p. 2082), which Act provided for the closing of the offices in the courthouse on certain days in certain counties classified on a population basis.

Also:

S. 1010. Relating to counties having populations of not less than 175,000 nor more than 300,000, according to the most recent Federal decennial census; providing for the health and welfare of children; requiring the mandatory reporting by physicians, institutions, and others of injuries inflicted by other than accidental means, upon children under the age of sixteen years; physicians, institutions and others from any liability, civil or criminal, that might otherwise be incurred or imposed for participation in such report; prescribing penalties for failure to report.

Also:

S. 1011. Relating to registration of voters; providing for meeting days of board of registrars in counties of 175,000 to 300,000 population according to the last Federal Decennial Census; and providing for clerical assistants to be furnished to the board by county and city government.

Also:

S. 1012. To authorize and make provision for the incorporation in any county having a population of not less than 175,000 nor more than 300,000, according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide that in order for any such authority to be organized, application be made to the governing body of the county in which such authority is to be organized and to the governing body of at least one municipality therein and that permission for organization of such authority be granted by each such governing body; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that the county in which any authority has been organized and each municipality which duly authorized the organization of such authority may aid and cooperate in the planning, undertaking, acquisition, construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer to such authority money, property (including existing airports and airport facilities) or any right capable of transfer; to implement such provisions by authorizing such county and each such municipality to issue its general obligation bonds for the purpose of aiding in the planning, undertaking, acquisition, construction and operation of airports and airport facilities of an authority organized pursuant to this act; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on

account of the negligence of the authority or director or of its or his agent, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence and by foreclosable mortgage on any property of such authority whether then in existence and thereafter acquired; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that such pledges shall be valid and binding when made and effective against third parties without notice from the time a statement thereof is filed in the office of the judge of probate of the county in which such authority is organized and any other county in which there is located any property, the revenues from which are so pledged; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the uses to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom and the property and income of said authority; to authorize the investment in bonds of the authority any idle funds of the county in which such authority was organized and of each municipality which duly authorized the organization of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; and to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge and indenture and the proceedings authorizing the same.

Also:

S. 1014. To provide for establishment and operation of family court divisions of the circuit courts of all counties having populations of not less than 175,000 nor more than 300,000; prescribing the jurisdiction of such court divisions and providing for selection, appointment, qualifications, tenure, and compensation of their officers and administrative and clerical personnel; abolishing special courts having jurisdiction of juveniles and domestic relations cases.

Also:

S. 1015. To provide further for the compensation of election officials in each county having a population of not less than 175,000 nor more than 300,000, according to the 1960 or any subsequent federal decennial census.

Also:

S. 1016. Relating to counties having populations of not less than 175,000 nor more than 300,000; further regulating the sale of alcoholic beverages in such counties and certain municipalities therein.

Also:

S. 1017. Relating to counties having a population of not less than 175,000 nor more than 300,000, prohibiting the pollution, discoloration, contamination, clogging or diversion of public streams, and providing penalties for violations.

Also:

S. 1019. Relating to counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census, and to certain cities therein; providing for acquisition, construction, maintenance, management, and operation of places of detention for juveniles and persons confined on orders of family court judges in such counties and cities.

Also:

S. 1021. To provide, in all judicial circuits composed of one county having a population of between 175,000 and 300,000 persons according to the last Federal Decennial Census, for placing in the general fund of the county composing each of said judicial circuits all surplus funds given to the District Attorney's Office, in any such judicial circuit, by accused persons as restitution for worthless checks; which surplus funds, after an audit and diligent search cannot be applied to an existing case in the judicial circuit where such funds were paid in.

Also:

S. 1022. To apply only in counties in the state having a population of not less than 175,000 nor more than 300,000 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting center at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting center; and to provide election officers for each voting center designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Also:

S. 1023. To apply only in counties having a population of not less than 175,000 nor more than 300,000 according to the most recent federal decennial census; fixing and providing for the payment of compensation of the members and chairman of the county governing body and providing for the payment of expenses incurred in the performance of their duties.

Also:

S. 1024. Relating to counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census; to permit the county governing body to provide parking for certain persons; to repeal conflicting laws.

Also:

S. 1025. To prescribe the maximum amount of compensation allowable to members of jury commissions in all counties having populations of not less than 175,000 nor more than 300,000 according to the last federal decennial census.

Also:

S. 1038. Relating to counties having not less than 16,000 nor more than 16,250 populations, providing for the payment to the Judge of Probate,

and/or Juvenile Court Judge of such counties for expenses of attending conferences of Judge of Probate and Juvenile Court Judges.

Also:

S. 1067. To authorize the county solicitor of all counties having a population of not less than 16,000 nor more than 16,250 according to the most recent Federal Decennial Census to employ an assistant district attorney and to authorize and regulate the payment of compensation to such an assistant from county funds.

Also:

S. 1068. Relating to Walker County; regulating costs and charges of certain courts in said county.

Also:

S. 1083. Creating and establishing a county-wide personnel system for all counties of the State of Alabama having a population of not less than 175,000 and not more than 300,000 people according to the last federal decennial census; providing for a personnel department to be composed of a personnel board and a personnel director; providing for the composition, powers, duties, functions and expenses of the board and for the selection and compensation of its members; providing for the selection, powers, duties and compensation of the personnel director; making it a misdemeanor to violate the provisions of the act; repealing all laws or parts of laws inconsistent with the provisions hereof.

Also:

S. 1084. To regulate further the compensation of members of the county board of registrars in all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census; providing for payment of additional compensation from the county treasury.

Also:

S. 1085. To provide, in any county of the State of Alabama having a population of not less than 175,000 nor more than 300,000, according to the last Federal Decennial Census for the incorporation of an authority to lease or own or otherwise acquire and provide, control and operate coliseums, parks, exhibits, exhibitions, fairgrounds and other installations, facilities, and places for the amusement, entertainment, recreation, and cultural development of the citizens of said county; to provide for the management of said authority by a board of directors; to provide for the appointment, and term of office and removal of said directors; to provide for the powers of such authority; to authorize the county, or any city within such county, to lease or sell and convey to the authority real or personal property; to provide for the terms and conditions on which said authority may conduct, operate, manage or promote amusements or recreational activities; to empower such authority to construct or acquire recreational facilities and installations for amusement; to empower the authority to borrow money and issue bonds and execute mortgages or other conveyances as security for money so borrowed; to authorize the county or any city within said county to make appropriations or to lend money to the authority; and to accord the authority exemption from state, county and city taxation.

Also:

S. 1087. To confer upon the district attorney and other district attorneys in all counties having a population of not less than 175,000 nor more than 300,000 inhabitants according to the last or any subsequent federal decennial census the power to take oaths in support of complaints and to issue warrants in all criminal cases in such counties.

Also:

S. 1088. To provide for the position of Administrative Assistant to the District Attorney and the position of Office Manager-Legal Secretary to the District Attorney in judicial circuits, composed of one county, having a population of between 175,000 and 300,000 persons according to the last Federal Decennial Census.

Also:

S. 1090. Relating to the practice of barbering in all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census, and having county boards of barber examiners; providing further for the authority and duties of such boards with respect to the licensing of barbers, barbers' apprentices, barber shops, schools of barbering and owners and instructors thereof; providing for the appointment, terms and compensation of the members of such board; prescribing qualifications and fees of licensee of such boards; providing rules and regulations; and declaring that the public health requires the necessity of the enactment of such provisions of law.

Also:

S. 1094. To amend the title and Section 1.01 of Act No. 404, S. 430, Regular Session 1953 (Acts 1953, p. 472), as last amended, which permits the adoption of the council-manager form of municipal government, provides for the calling and holding of elections to vote thereon, provides for the election, terms of office, qualification numbers, powers, and authority of the council, mayor, and the city clerk, provides for the appointment and removal and defines the powers of the city manager defines the legal status, form of government and powers of the city, provides for an annual budget, creates and defines the powers and duties of a department of finance and the director thereof, regulates purchases and contracts of the city, to set up terms and effects of succession in government in said city, provides for the establishment of wards, and provides for the means of abandoning the council manager form of government in certain cities classified on a population basis.

Also:

S. 1095. To amend the title of Act No. 283, H. 981, Regular Session 1969 (Acts 1969, p. 619), which validates certain elections purportedly held pursuant to Act No. 404, S. 430 of the Regular Session of 1953 (Acts 1953, p. 472), and which amends said Act No. 404 so as to provide further for notice required of the election of the first council after a city elects this form of government, and provides for holding and conducting the elections of the first and subsequent city council in certain cities classified on a population basis.

Also:

S. 1096. To amend the title and Section 1 of Act No. 806, H. 1267, Regular Session 1965 (Acts 1965, p. 1507), which provides for the introduc-

tion of hospital records from any hospital organized and operated under state laws as evidence in any court in Alabama, provides for the certifying of said records, enumerates such matters as shall affect the weight of said evidence in the courts, provides for the cost and taxing thereof for such copy and for the filing of said copy, and provides for subpoena duces tecum thereof in certain counties classified on a population basis.

Also:

S. 1097. To amend the title and Section 1, 3 and 4(b), of Act No. 382, H. 880, Regular Session 1963 (Acts 1963, p. 884), as last amended, which provides for the reidentification of all registered voters; directs the Board of Registrars to purge the list of registered voters, and provides a penalty for willfully making a false statement in connection with reidentification in certain counties classified on a population basis.

Also:

S. 1098. To amend the title and Section 1 of Act No. 154, H. 746, Regular Session 1965 (Acts 1965, p. 218), as last amended, which creates the office of commissioner of licenses, prescribes the powers, duties, and authority of such office, fixes the salary, furnishes quarters, supplies and assistants, and provides for the appointment of such commissioner, transfers certain of the duties of the probate judge relating to licenses to such officer, certain of the duties of the tax assessor and tax collector, and all of the duties of the license inspector in certain counties classified on a population basis.

Also:

S. 1099. To amend the title and Section 1 of Act No. 99, S. 34, Second Special Session 1963 (Acts 1963, p. 278), which regulates further the method of summoning jurors in certain counties classified on a population basis.

Also:

S. 1100. To amend the title and Section 1 of Act No. 826, S. 405, Regular Session 1965 (Acts 1965, p. 1548), which relates to admissibility of evidence in civil actions in the courts of certain counties classified on a population basis, requires copies to be furnished of written statements taken with respect to accidents about which civil actions may be filed to the person making such statements, and prescribes the effect of failure to furnish such copies as are required in certain counties classified on a population basis.

Also:

S. 1101. To amend the title and Section 1 of Act No. 33, H. 7, First Special Session 1963 (Acts 1963, p. 107), which authorizes, provides for the licensing of, and regulates the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds, prescribes the fees for such licenses, provides for their collection and distribution, and prescribes penalties for violation of said Act, in certain counties classified on a population basis.

Also:

S. 1103. Relating to counties having populations of not less than 55,500 nor more than 56,500 according to the most recent federal decennial census, fixing the fee for issuance of a pistol permit by the sheriff, and providing for the disposition and use of such fees.

Also:

S. 1106. To amend the Title and Section 1 of Act No. 131, H. 141, Special Session 1965 (Acts Special Session 1965, v. I, p. 183) which provides for the appointment of a clerk by the register of the Circuit Court and for payment of such clerk's salary by the county in certain counties classified on a population basis.

Also:

S. 1108. To apply only to counties having a population of not less than 39,500 nor more than 41,750, according to the most recent federal decennial census; awarding to certain municipalities in such counties a portion of fines and forfeitures accruing from arrests within their police jurisdiction.

Also:

S. 1113. Relating to Talladega County; providing further for the distribution of fines and forfeitures from convictions in certain cases of traffic violations.

Also:

S. 1115. To provide for an increase in salary for the janitors employed at the County Courthouse in all counties having a population of not less than 55,500 nor more than 56,500 according to the most recent federal decennial census.

Also:

S. 1118. To amend the title and Sections 1, 3, and 4 and to repeal Section 2 of Act No. 135, H. 117, Special Session 1967 (Acts 1967, p. 185), which provides for the appointment, equipment, training and compensation of deputies, aides and assistants of the sheriff of certain counties classified on a population basis.

Also:

S. 1119. To amend the title and Sections 1, 3 and 4(b), of Act No. 382, H. 880, Regular Session 1963 (Acts 1963, p. 884), as last amended, which provides for the reidentification of all registered voters; directs the Board of Registrars to purge the list of registered voters, and provides a penalty for willfully making a false statement in connection with reidentification in certain counties classified on a population basis.

Also:

S. 1120. To amend the title and Section 1 of Act No. 692, H. 954, Regular Session 1967 (Acts 1967, p. 1518), which provides an additional expense allowance for the sheriff of certain counties classified on a population basis.

Also:

S. 1122. To amend the title and Section 1 of Act No. 185, H. 368, Regular Session 1961 (Acts 1961, p. 227), which provides for and authorizes clerk hire allowances for certain officials in certain counties on a population basis.

Also:

S. 1130. To repeal Act No. 689, S. 429, approved September 1, 1965, Regular Session 1965 (Acts 1965, p. 1283), entitled, "An Act To authorize

the Director of Conservation to open a season in counties having a population of not less than 18,00 nor more than 19,400 for the hunting of female deer or unantlered male deer."

Also:

S. 1131. To repeal Act No. 79, S. 60, approved July 9, 1962, Special Session 1962 (Acts 1962, p. 101), entitled, "An Act To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in all counties having populations of not less than 18,000 nor more than 19,000 according to the 1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act."

Also:

S. 1132. Relating to counties having populations of not less than 57,000 nor more than 61,000; to authorize and regulate the issuance in such county of motor vehicle license tags by mail.

Also:

S. 1137. To repeal Act No. 16, H. 2, approved March 18, 1963, First Special Session 1963 (Acts 1963, p. 85), entitled "An Act To fix the compensation of deputy solicitors of counties having populations of not less than 12,500 nor more than 13,500 and providing for payment thereof from the county treasury."

Also:

S. 1138. To amend the title and Section 1 of Act No. 58, S. 121, Special Session 1964 (Acts 1964, p. 78) which authorizes the licensing and regulation of hunting on certain hunting preserves, prescribes fees for such licenses, provides for collection and distribution thereof, and prescribes penalties for violations, in certain counties classified on a population basis.

Also:

S. 1139. To amend the title and Section 1 of Act No. 1244, H. 1545, Regular Session 1969 (Acts 1969, p. 2345) which provides further for certain fees allowed to judges of probate, in certain counties classified on a population basis.

Also:

S. 1140. To repeal Act No. 63, H. 5, approved August 24, 1964, Special Session 1964 (Acts 1964, p. 85), entitled, "An Act To apply in all counties having populations of not less than 12,500 nor more than 13,500, providing clerk-hire allowances for certain county officers."

Also:

S. 1141. To amend the title and Section 1 of Act No. 1235, H. 1526, Regular Session 1969 (Acts 1969, p. 2333) which fixes the compensation of the deputy district attorney and provides for payment thereof from the county treasury, in certain counties classified on a population basis.

Also:

S. 1013. To apply only in counties having populations of not less than 175,000 nor more than 300,000 according to the then next preceding federal

census; authorizing the court of county commissioners, board of revenue or other like county governing body to appropriate public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Also:

S. 758. To confer upon the circuit solicitor and other solicitors in all counties having a population of not less than 110,000 nor more than 150,000 inhabitants according to the last or any subsequent federal decennial census the power to take oaths in support of complaints and to issue warrants in all criminal cases in such counties.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Bills and Senate Joint Resolutions, the titles of which are set out in the above and foregoing Message from the Senate.

RESOLUTION

The following resolution was introduced:

By Mr. Headley:

H. J. R. 215. WHEREAS the President of the Public Service Commission, The Honorable Eugene Connor, has served with outstanding ability and dedication for many years; and

WHEREAS he served also as a valuable, courageous and dedicated public servant of Birmingham; and

WHEREAS he served with distinction and fortitude in this Legislature for many years; and

WHEREAS this outstanding public servant was born in Selma, near Alabama Highway 22, close by the mighty Mulberry Creek; now therefore,

BE IT RESOLVED BY THIS LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That Alabama Highway 22 between Selma and Clanton be known as the "Bull Connor" Highway.

On motion of Mr. Headley, the rules were suspended and the resolution was adopted.

RESOLUTION

The following resolution introduced on the Thirty-third Legislative Day was read by title, pursuant to Joint Rule 12:

H. J. R. 204. COMMENDING THE 151st ARMY BANK, ALABAMA NATIONAL GUARD

On motion of Mr. Gloor, the resolution was adopted.

BILLS ON THIRD READING

And the bill:

H. 2457. To provide an additional clerk hire allowance to be paid certain county officials in counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census.

Was taken up.

Mr. Kinsey offered the following amendment to the bill:

Subparagraph (a) of Section 1 of H. B. 2457 is hereby amended to read as follows:

(a) The tax assessor, \$2,000 per annum;

And the amendment was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flipppo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill, H. 2457, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Barkett	Brassell	Cherner
Adams	Bassett	Burgess	Chesnut
Adwell	Benton	Callahan	Collins
Agee	Boles	Carnes	Connell
Baker	Boutwell	Carter	Coshatt
Bank	Bowers	Cauthen	Cottingham

Crawford	Hale	May	Snell
Cross	Hardin	Meeks	Stewart
Crowe	Harris	Merrill	Stokes
Dill	Headley	Mims	Straiton
Doss	Hearn	Naramore	Stubbs
Downing	Hill	Nettles	Taylor
Drake	Hobbie	O'Daniel	Therrell
Easters	Jackson	Owens	Timmons
Edwards	Jones (E)	Parker (H)	Turner
Ellis	Jones (F)	Parker (T)	Turnham
Erdreich	King	Perloff	Waggoner
Falkenburg	Kinsey	Pruitt	Waldrop
Fite	Lang	Reed (T)	Wallace
Flipppo	Lutz	Reid (R)	Warren
Gafford	McBride	Reynolds	Weeks
Gloor	McCluskey	Roberts	Williams
Goodwin	McDonald	St. John	Wise
Grainger	Manley	Slate	Wood
Gray (F)	Mathews	Smith (K)	Wynot
Grey (D)			

—101

And the bill:

S. 1058. Relating to all counties having populations of not less than 52,400 nor more than 54,000, according to the most recent federal decennial census; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the act and the collection and distribution of the proceeds of the tax; prescribing penalties for violations.

Was taken up.

Mr. Barkett offered the following amendment to the bill:

In the title and in Section 1 of the bill, in lieu of the figure 52,400, insert the figure 52,500.

And the amendment was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Gafford	Lutz
Adams	Collins	Gloor	McBride
Adwell	Connell	Goodwin	McCluskey
Agee	Coshatt	Grainger	McDonald
Baker	Cottingham	Gray (F)	Manley
Bank	Crawford	Grey (D)	Mathews
Barkett	Cross	Hale	May
Bassett	Crowe	Hardin	Meeks
Benton	Dill	Harris	Merrill
Boles	Doss	Headley	Mims
Boutwell	Downing	Hearn	Naramore
Bowers	Drake	Hill	Nettles
Brassell	Easters	Hobbie	O'Daniel
Burgess	Edwards	Jackson	Owens
Callahan	Ellis	Jones (E)	Parker (H)
Carnes	Erdreich	Jones (F)	Parker (T)
Carter	Falkenburg	King	Perloff
Cauthen	Fite	Kinsey	Pruitt
Cherner	Flipppo	Lang	Reed (T)

Reid (R)	Stewart	Timmons	Warren
Reynolds	Stokes	Turner	Weeks
Roberts	Straiton	Turnham	Williams
St. John	Stubbs	Waggoner	Wise
Slate	Taylor	Waldrop	Wood
Smith (K)	Therrell	Wallace	Wynot
Snell			

—101

And the bill, S. 1058, as thus amended, was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 1018. (With Amendment): Providing for the collection of a filing fee on instruments, documents and papers filed for record in the office of the Probate Judge of each county having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census; further providing that the governing body of such counties may impose an additional filing fee for the filing and recording of the enumerated instruments.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows:

Amend S. B. 1018 by striking Section 2 and adding in lieu thereof the following:

"Section 2. In addition to the fee to be collected by the Probate Judge as set forth in the preceding section of this Act, the County Commission, Board of Revenue, or like governing body of the county may impose an additional fee not to exceed two (\$2.00) Dollars for filing for record or for recording every contract, deed, real estate mortgage, plat, marriage license, official bond, bond of personal representative such as executor or administrator, decree appointing guardians of minors or persons of unsound mind, or charter to a private corporation. Under no circumstances may the total fee imposed hereunder exceed three (\$3.00) Dollars."

And the amendment was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill, S. 1018, as thus amended, was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Brassell	Crawford	Fite
Adams	Burgess	Cross	Flippo
Adwell	Callahan	Crowe	Gafford
Agee	Carnes	Dill	Gloor
Baker	Carter	Doss	Goodwin
Bank	Cauthen	Downing	Grainger
Barkett	Cherner	Drake	Gray (F)
Bassett	Chesnut	Easters	Grey (D)
Benton	Collins	Edwards	Hale
Boles	Connell	Ellis	Hardin
Boutwell	Coshatt	Erdreich	Harris
Bowers	Cottingham	Falkenburg	Headley

Hearn	Mathews	Reed (T)	Therrell
Hill	May	Reid (R)	Timmons
Hobbie	Meeks	Reynolds	Turner
Jackson	Merrill	Roberts	Turnham
Jones (E)	Mims	St. John	Waggoner
Jones (F)	Narmore	Slate	Waldrop
King	Nettles	Smith (K)	Wallace
Kinsey	O'Daniel	Snell	Warren
Lang	Owens	Stewart	Weeks
Lutz	Parker (H)	Stokes	Williams
McBride	Parker (T)	Straiton	Wise
McCluskey	Perloff	Stubbs	Wood
McDonald	Pruitt	Taylor	Wynot
Manley			

—101

And the bill:

S. 1020. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 175,000 nor more than 300,000 inhabitants according to the then next preceding Federal census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Narmore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 1091. (With Amendment): To regulate further the costs and fees in the county courts of all counties having populations of not less than

175,000 nor more than 300,000 according to the last or any subsequent federal census.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows:

Amend S. B. 1091 by striking the words "Five Dollars" in Section 2 and adding in lieu thereof the words "Two Dollars."

And the amendment was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Gray (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill, S. 1091, as thus amended, was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Bowers	Coshatt	Ellis
Adams	Brassell	Cottingham	Erdreich
Adwell	Burgess	Crawford	Falkenburg
Agee	Callahan	Cross	Fite
Baker	Carnes	Crowe	Flippo
Bank	Carter	Dill	Gafford
Barkett	Cauthen	Doss	Gloor
Bassett	Cherner	Downing	Goodwin
Benton	Chesnut	Drake	Grainger
Boles	Collins	Easters	Gray (F)
Boutwell	Connell	Edwards	Gray (D)

Hale	McCluskey	Perloff	Taylor
Hardin	McDonald	Pruitt	Therrell
Harris	Manley	Reed (T)	Timmons
Headley	Mathews	Reid (R)	Turner
Hearn	May	Reynolds	Turnham
Hill	Meeks	Roberts	Waggoner
Hobbie	Merrill	St. John	Waldrop
Jackson	Mims	Slate	Wallace
Jones (E)	Naramore	Smith (K)	Warren
Jones (F)	Nettles	Snell	Weeks
King	O'Daniel	Stewart	Williams
Kinsey	Owens	Stokes	Wise
Lang	Parker (H)	Straiton	Wood
Lutz	Parker (T)	Stubbs	Wynot
McBride			

—101

And the bill:

H. 2209. To propose an amendment to the Constitution of Alabama relative to the effect of school laws and provisions of the Constitution relating to education in Mobile County.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 786. To permit banks now or hereafter having a combined paid-in capital and paid-in or earned surplus of at least seven hundred fifty thousand dollars, whose principal place of business is situated in counties having a population according to the 1970 or any subsequent decennial census of the Unit-

ed States of not less than 110,000 nor more than 150,000 inhabitants, to establish, maintain, or operate new branches or branch banks, branch offices, branch agencies, additional offices or branch places of business within the limits of such county in which the principal place of business of said bank is situated, for the receipt of deposits, payment of checks, lending of money, and the conduct of a general banking and trust business, by and with the written consent of the State Superintendent of Banks.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 1207. Relating to counties having a population of not less than 41,750 nor more than 45,000 according to the most recent federal decennial census; to provide for a clerk hire allowance for the Board of Registrars of said counties.

Was taken up.

Mr. Baker offered the following substitute to the bill:

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having a population of not less than 41,750 nor more than 45,000 according to the most recent federal decennial census; to provide for a clerk hire allowance for the Board of Registrars of said county.

Be It Enacted by the Legislature of Alabama:

Section 1. The governing body of counties having a population of not less than 41,750 nor more than 45,000 according to the most recent federal decennial census, is hereby authorized to employ a clerk for the Board of Registrars of said counties with compensation to be paid to said clerk not to exceed \$1,000.00 annually and to be paid out of the general funds of said counties. It is further provided that the allowance paid to said clerk shall not exceed the total amount paid to the members of the Board of Registrars for each day's service and it is further provided that the allowance to be paid to the clerk be paid upon vouchers signed by said clerk and the chairman of the Board of Registrars and subscribed by the Probate Judge of said counties. The duties of said clerk and the days of work of said clerk shall be prescribed by the Board of Registrars.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill, S. 1207, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Boles
Adams	Baker	Bassett	Boutwell
Adwell	Bank	Benton	Bowers

Brassell	Falkenburg	Lutz	St. John
Burgess	Fite	McBride	Slate
Callahan	Flipppo	McCluskey	Smith (K)
Carnes	Gafford	McDonald	Snell
Carter	Gloor	Manley	Stewart
Cauthen	Goodwin	Mathews	Stokes
Cherner	Grainger	May	Straiton
Chesnut	Gray (F)	Meeks	Stubbs
Collins	Grey (D)	Merrill	Taylor
Connell	Hale	Mims	Therrell
Coshatt	Hardin	Naramore	Timmons
Cottingham	Harris	Nettles	Turner
Crawford	Headley	O'Daniel	Turnham
Cross	Hearn	Owens	Waggoner
Crowe	Hill	Parker (H)	Waldrop
Dill	Hobbie	Parker (T)	Wallace
Doss	Jackson	Perloff	Warren
Downing	Jones (E)	Pruitt	Weeks
Drake	Jones (F)	Reed (T)	Williams
Easters	King	Reid (R)	Wise
Edwards	Kinsey	Reynolds	Wood
Ellis	Lang	Roberts	Wynot
Erdreich			

—101

And the bill:

S. 1208. Relating to all counties having a population of not less than 110,000 nor more than 160,000 according to the most recent or any subsequent decennial census: To regulate further the employment of a clerk for the jury commission; to provide for and regulate the employment, discharge, compensation and duties of such clerk; to provide that such clerk shall be employed by the judges of the circuit court of said respective county and he shall be paid out of the county treasury and furnished office space, equipment and supplies by the county governing body.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Connell	Gray (F)	May
Adams	Coshatt	Grey (D)	Meeks
Adwell	Cottingham	Hale	Merrill
Agee	Crawford	Hardin	Mims
Baker	Cross	Harris	Naramore
Bank	Crowe	Headley	Nettles
Barkett	Dill	Hearn	O'Daniel
Bassett	Doss	Hill	Owens
Benton	Downing	Hobbie	Parker (H)
Boles	Drake	Jackson	Parker (T)
Boutwell	Easters	Jones (E)	Perloff
Bowers	Edwards	Jones (F)	Pruitt
Brassell	Ellis	King	Reed (T)
Burgess	Erdreich	Kinsey	Reid (R)
Callahan	Falkenburg	Lang	Reynolds
Carnes	Fite	Lutz	Roberts
Carter	Flipppo	McBride	St. John
Cauthen	Gafford	McCluskey	Slate
Cherner	Gloor	McDonald	Smith (K)
Chesnut	Goodwin	Manley	Snell
Collins	Grainger	Mathews	Stewart

Stokes	Timmons	Waldrop	Williams
Straiton	Turner	Wallace	Wise
Stubbs	Turnham	Warren	Wood
Taylor	Wagoner	Weeks	Wynot
Therrell			

—101

And the bill:

H. 1218. (With Amendment): To provide for and fix the salaries of members of the Commission or Board of Commissioners (including the president of such Commission or Board) of each city in the State of Alabama having a population of not less than 33,600 nor more than 36,000 inhabitants according to the last federal census, or which shall hereafter have such population according to any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries: to provide further, that in such municipalities which own and operate light and power systems, and municipal water systems, one or either of them, that the president of such Commission shall be and act and be constituted as the supervisor thereof and shall be responsible for the planning, supervising and financing thereof: to fix his duties and to provide and fix the salaries, to fix the time and regulate the mode of payment thereof, to be paid the president of such Commission for his services as such supervisor out of the funds of such municipal light and power system, and municipal water system, one or either of them: to provide when the Act shall become effective.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 2, said Committee amendment being as follows:

Amend the title, Section 1, and Section 2, of H. B. 1218, by deleting the numbers "33,600" and substituting in lieu thereof "32,000".

And, further amend the title, Section 1, and Section 2, by deleting the number "36,000" and substituting in lieu thereof the figure "34,000".

And the amendment was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Cherner	Fite	King
Adams	Chesnut	Flippo	Kinsey
Adwell	Collins	Gafford	Lang
Agee	Connell	Gloor	Lutz
Baker	Coshatt	Goodwin	McBride
Bank	Cottingham	Grainger	McCluskey
Barkett	Crawford	Gray (F)	McDonald
Bassett	Cross	Grey (D)	Manley
Benton	Crowe	Hale	Mathews
Boles	Dill	Hardin	May
Boutwell	Doss	Harris	Meeks
Bowers	Downing	Headley	Merrill
Brassell	Drake	Hearn	Mims
Burgess	Easters	Hill	Naramore
Callahan	Edwards	Hobbie	Nettles
Carnes	Ellis	Jackson	O'Daniel
Carter	Erdreich	Jones (E)	Owens
Cauthen	Falkenburg	Jones (F)	Parker (H)

Parker (T)	Slate	Taylor	Wallace
Perloff	Smith (K)	Therrell	Warren
Pruitt	Snell	Timmons	Weeks
Reed (T)	Stewart	Turner	Williams
Reid (R)	Stokes	Turnham	Wise
Reynolds	Straiton	Waggoner	Wood
Roberts	Stubbs	Waldrop	Wynot
St. John			

—101

And the bill, H. 1218, as thus amended:

H. 1218. (With Amendment): To provide for and fix the salaries of members of the Commission or Board of Commissioners (including the president of such Commission or Board) of each city in the State of Alabama having a population of not less than 32,000 nor more than 34,000 inhabitants according to the last federal census, or which shall hereafter have such population according to any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries: to provide further, that in such municipalities which own and operate light and power systems, and municipal water systems, one or either of them, that the president of such Commission shall be and act and be constituted as the supervisor thereof and shall be responsible for the planning, supervising and financing thereof: to fix his duties and to provide and fix the salaries, to fix the time and regulate the mode of payment thereof, to be paid the president of such Commission for his services as such supervisor out of the funds of such municipal light and power system, and municipal water system, one or either of them: to provide when the Act shall become effective.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2861. Relating to counties having populations of 600,000 or more; to authorize and make provisions for the organization and incorporation of Airport, Industrial Park, and Airport and Industrial Park Authorities as non-profit public corporations for the promotion of aviation and the development and promotion of industry and commerce in such counties; to provide for the procedure, manner and conditions of organization and incorporation; to provide for the contents, execution and recording of certificates of incorporation; to provide that any such corporation shall be governed by a board of directors and to prescribe the number, terms, and manner of appointment of its members; to prescribe the powers of such Authorities, including the right to exercise the powers of eminent domain and certain zoning powers; to provide for the financing of such Authorities and to require certain local funding as a prerequisite to incorporation; to authorize the issuance of revenue bonds, to specify the provisions thereof, to pledge certain revenues for their retirement and to authorize the refunding of said bonds; to exempt such bonds from all taxation; to provide for cooperation with political subdivisions, public corporations and agencies of this State; to authorize political subdivisions to invest in bonds of the Authority and to make such bonds legal investments for fiduciaries, savings bonds and insurance companies; to authorize the Authority to accept and expend federal and state moneys or funds from public or private sources for the purposes of this act; to exempt such Authorities from certain restrictions with respect to construction and purchasing contracts and zoning regulations; to require such Authorities to be audited annually; and to provide for the dissolution of any such Authority and the disposition of its property.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

And the bill:

H. 2855. Relating to Madison County; to provide that the corporate authorities of any city therein, and the Board of Commissioners, may each establish within the city, or within the county, ambulance service; and that the corporate authorities of any city and the Board of Commissioners may unite in the establishment of such service, making it common for the use of the city and of the county.

Was taken up.

Mr. Grainger offered the following amendment to the bill:

Amend H. B. 2855 by deleting Section 5 and substituting in lieu thereof the following:

"Section 5. All laws or parts of laws with the exception of all acts passed during the 1971 Regular Session of the Legislature, which are expressly excepted, are hereby repealed to the extent that the same are in conflict herewith."

And the amendment was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Gray (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill, H. 2855, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Edwards	Kinsey	Roberts
Boles	Ellis	Lang	St. John
Boutwell	Erdreich	Lutz	Slate
Bowers	Falkenburg	McBride	Smith (K)
Brassell	Fite	McCluskey	Snell
Burgess	Flippo	McDonald	Stewart
Callahan	Gafford	Manley	Stokes
Carnes	Gloor	Mathews	Straiton
Carter	Goodwin	May	Stubbs
Cauthen	Grainger	Meeks	Taylor
Cherner	Gray (F)	Merrill	Therrell
Chesnut	Gray (D)	Mims	Timmons
Collins	Hale	Naramore	Turner
Connell	Hardin	Nettles	Turnham
Coshatt	Harris	O'Daniel	Waggoner
Cottingham	Headley	Owens	Waldrop
Crawford	Hearn	Parker (H)	Wallace
Cross	Hill	Parker (T)	Warren
Crowe	Hobbie	Perloff	Weeks
Dill	Jackson	Pruitt	Williams
Doss	Jones (E)	Reed (T)	Wise
Downing	Jones (F)	Reid (R)	Wood
Drake	King	Reynolds	Wynot
Easters			

—101

And the bill:

H. 2863. To amend Act No. 323, H. 828, 1959 Regular Session, pertaining to exemption of medical research facilities from building and zoning restrictions and other regulations in counties having a population of not less than 125,000 nor more than 225,000 according to the most recent federal decennial census so as to make the same applicable only to counties having populations of not less than 150,000 and not more than 180,000 according to the last or any subsequent decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Collins	Goodwin	McDonald
Adams	Connell	Grainger	Manley
Adwell	Coshatt	Gray (F)	Mathews
Agee	Cottingham	Gray (D)	May
Baker	Crawford	Hale	Meeks
Bank	Cross	Hardin	Merrill
Barkett	Crowe	Harris	Mims
Bassett	Dill	Headley	Naramore
Benton	Doss	Hearn	Nettles
Boles	Downing	Hill	O'Daniel
Boutwell	Drake	Hobbie	Owens
Bowers	Easters	Jackson	Parker (H)
Brassell	Edwards	Jones (E)	Parker (T)
Burgess	Ellis	Jones (F)	Perloff
Callahan	Erdreich	King	Pruitt
Carnes	Falkenburg	Kinsey	Reed (T)
Carter	Fite	Lang	Reid (R)
Cauthen	Flippo	Lutz	Reynolds
Cherner	Gafford	McBride	Roberts
Chesnut	Gloor	McCluskey	St. John

Slate	Stubbs	Turnham	Weeks
Smith (K)	Taylor	Waggoner	Williams
Snell	Therrell	Waldrop	Wise
Stewart	Timmons	Wallace	Wood
Stokes	Turner	Warren	Wynot
Straiton			

—101

And the bill:

H. 2864. To amend Act No. 591, H. 972, 1965 Regular Session, pertaining to probate recording systems in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census, so as to make the same apply only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2865. To amend the title and Section 1 of Act 203, H. 169, 1966 Ex. Sess., pertaining to an expense allowance for circuit court judges in counties having a population of not less than 150,000 nor more than 300,000, according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000, and to counties having a population of not less than 300,000 nor more than 600,000, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2866. To amend the title and Section 1 of Act No. 428, H. 933, of the 1961 Regular Session, pertaining to the establishment of a personnel system in counties having a population of not less than 150,000 nor more than 300,000 and for municipalities in such counties having a population of 5,000 or more people, according to the last or any federal decennial census, so as to make the same applicable only to counties having a population of not more than 150,000 nor less than 180,000 according to the last or any federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Collins	Drake
Adams	Bowers	Connell	Easters
Adwell	Brassell	Coshatt	Edwards
Agee	Burgess	Cottingham	Ellis
Baker	Callahan	Crawford	Erdreich
Bank	Carnes	Cross	Falkenburg
Barkett	Carter	Crowe	Fite
Bassett	Cauthen	Dill	Flippo
Benton	Cherner	Doss	Gafford
Boles	Chesnut	Downing	Gloor

Goodwin	Lang	Parker (H)	Stubbs
Grainger	Lutz	Parker (T)	Taylor
Gray (F)	McBride	Perloff	Therrell
Grey (D)	McCluskey	Pruitt	Timmons
Hale	McDonald	Reed (T)	Turner
Hardin	Manley	Reid (R)	Turnham
Harris	Mathews	Reynolds	Waggoner
Headley	May	Roberts	Waldrop
Hearn	Meeks	St. John	Wallace
Hill	Merrill	Slate	Warren
Hobbie	Mims	Smith (K)	Weeks
Jackson	Naramore	Snell	Williams
Jones (E)	Nettles	Stewart	Wise
Jones (F)	O'Daniel	Stokes	Wood
King	Owens	Straiton	Wynot
Kinsey			

—101

And the bill:

H. 2867. To amend the Title and Section 1 of Act 25, H. 47, 1962 Ex. Sess., p. 36, applying to the payment of benefits when employee is disabled or killed in counties having a population of 150,000 nor more than 300,000 according to the last or the 1960 or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2868. To amend the title and Section 1 of Act No. 416, H. 917, 1955 Regular Session, approved September 9, 1955, pertaining to employees pensions in counties having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2869. To amend the title and Section 1 of Act No. 321, S. 344, 1955 Regular Session, approved August 30, 1955, pertaining to pension or retiring allowance plan for employees in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Edwards	Kinsey	Roberts
Boles	Ellis	Lang	St. John
Boutwell	Erdreich	Lutz	Slate
Bowers	Falkenburg	McBride	Smith (K)
Brassell	Fite	McCluskey	Snell
Burgess	Flippo	McDonald	Stewart
Callahan	Gafford	Manley	Stokes
Carnes	Gloor	Mathews	Straiton
Carter	Goodwin	May	Stubbs
Cauthen	Grainger	Meeks	Taylor
Cherner	Gray (F)	Merrill	Therrell
Chesnut	Grey (D)	Mims	Timmons
Collins	Hale	Naramore	Turner
Connell	Hardin	Nettles	Turnham
Coshatt	Harris	O'Daniel	Waggoner
Cottingham	Headley	Owens	Waldrop
Crawford	Hearn	Parker (H)	Wallace
Cross	Hill	Parker (T)	Warren
Crowe	Hobbie	Perloff	Weeks
Dill	Jackson	Pruitt	Williams
Doss	Jones (E)	Reed (T)	Wise
Downing	Jones (F)	Reid (R)	Wood
Drake	King	Reynolds	Wynot
Easters			

—101

And the bill:

H. 2870. To amend the title and Section 1 of Act No. 794, H. 1384, of the 1961 Regular Session, pertaining to the coroner in counties having a population of not less than 150,000 nor more than 300,000 according to the most recent federal decennial census, so as to make the same applicable only to counties having a population of 150,000 nor more than 180,000 according to the last or any federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Connell	Gray (F)	May
Adams	Coshatt	Grey (D)	Meeks
Adwell	Cottingham	Hale	Merrill
Agee	Crawford	Hardin	Mims
Baker	Cross	Harris	Naramore
Bank	Crowe	Headley	Nettles
Barkett	Dill	Hearn	O'Daniel
Bassett	Doss	Hill	Owens
Benton	Downing	Hobbie	Parker (H)
Boles	Drake	Jackson	Parker (T)
Boutwell	Easters	Jones (E)	Perloff
Bowers	Edwards	Jones (F)	Pruitt
Brassell	Ellis	King	Reed (T)
Burgess	Erdreich	Kinsey	Reid (R)
Callahan	Falkenburg	Lang	Reynolds
Carnes	Fite	Lutz	Roberts
Carter	Flippo	McBride	St. John
Cauthen	Gafford	McCluskey	Slate
Cherner	Gloor	McDonald	Smith (K)
Chesnut	Goodwin	Manley	Snell
Collins	Grainger	Mathews	Stewart

Stokes	Timmons	Waldrop	Williams
Straiton	Turner	Wallace	Wise
Stubbs	Turnham	Warren	Wood
Taylor	Waggoner	Weeks	Wynot
Therrell			

—101

And the bill:

H. 2366. To amend Section 2 of Act No. 247, Acts of Alabama 1965, page 357, an Act to provide a Personnel Appeals Board for Shelby County, so as to further define the term "Employee" within the purview of such Act; and to specify that the name of the Shelby County governing body in said Act shall be, "Shelby County Commission."

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2648. To authorize counties having a population of not less than 45,500 nor more than 52,000, according to the most recent federal decennial census, to have such counties pay all expenses incurred by the Circuit Court Clerks and Registers in their respective State organizations.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Edwards	Kinsey	Roberts
Boles	Ellis	Lang	St. John
Boutwell	Erdreich	Lutz	Slate
Bowers	Falkenburg	McBride	Smith (K)
Brassell	Fite	McCluskey	Snell
Burgess	Flippo	McDonald	Stewart
Callahan	Gafford	Manley	Stokes
Carnes	Gloor	Mathews	Straiton
Carter	Goodwin	May	Stubbs
Cauthen	Grainger	Meeks	Taylor
Cherner	Gray (F)	Merrill	Therrell
Chesnut	Grey (D)	Mims	Timmons
Collins	Hale	Naramore	Turner
Connell	Hardin	Nettles	Turnham
Coshatt	Harris	O'Daniel	Waggoner
Cottingham	Headley	Owens	Waldrop
Crawford	Hearn	Parker (H)	Wallace
Cross	Hill	Parker (T)	Warren
Crowe	Hobbie	Perloff	Weeks
Dill	Jackson	Pruitt	Williams
Doss	Jones (E)	Reed (T)	Wise
Downing	Jones (F)	Reid (R)	Wood
Drake	King	Reynolds	Wynot
Easters			

—101

And the bill:

H. 2806. Relating to counties having populations of not less than 49,000 nor more than 51,000, according to the most recent federal decennial census; fixing the fee for issuance of pistol permits by the sheriff and providing for distribution and use of such fees.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Harris	O'Daniel
Adams	Crawford	Headley	Owens
Adwell	Cross	Hearn	Parker (H)
Agee	Crowe	Hill	Parker (T)
Baker	Dill	Hobbie	Perloff
Bank	Doss	Jackson	Pruitt
Barkett	Downing	Jones (E)	Reed (T)
Bassett	Drake	Jones (F)	Reid (R)
Benton	Easters	King	Reynolds
Boles	Edwards	Kinsey	Roberts
Boutwell	Ellis	Lang	St. John
Bowers	Erdreich	Lutz	Slate
Brassell	Falkenburg	McBride	Smith (K)
Burgess	Fite	McCluskey	Snell
Callahan	Flippo	McDonald	Stewart
Carnes	Gafford	Manley	Stokes
Carter	Gloor	Mathews	Straiton
Cauthen	Goodwin	May	Stubbs
Cherner	Grainger	Meeks	Taylor
Chesnut	Gray (F)	Merrill	Therrell
Collins	Grey (D)	Mims	Timmons
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Turnham

Waggoner	Warren	Williams	Wood
Waldrop	Weeks	Wise	Wynot
Wallace			

—101

And the bill:

H. 2837. Relating to the City of Florence, to declare the public policy of the city in regard to the extension of the zoning authority of that city by this Act, and to extend, alter, and rearrange certain of the boundaries of the zoning authority of the City of Florence so as to include within that authority a certain designated area.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2838. Relating to Lauderdale County; prohibiting any municipality or agency thereof from requiring that facilities for the use of utility services be installed by persons licensed by the municipality.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Boles
Adams	Baker	Bassett	Boutwell
Adwell	Bank	Benton	Bowers

Brassell	Falkenburg	Lutz	St. John
Burgess	Fite	McBride	Slate
Callahan	Flippo	McCluskey	Smith (K)
Carnes	Gafford	McDonald	Snell
Carter	Gloor	Manley	Stewart
Cauthen	Goodwin	Mathews	Stokes
Cherner	Grainger	May	Straiton
Chesnut	Gray (F)	Meeks	Stubbs
Collins	Grey (D)	Merrill	Taylor
Connell	Hale	Mims	Therrell
Coshatt	Hardin	Naramore	Timmons
Cottingham	Harris	Nettles	Turner
Crawford	Headley	O'Daniel	Turnham
Cross	Hearn	Owens	Waggoner
Crowe	Hill	Parker (H)	Waldrop
Dill	Hobbie	Parker (T)	Wallace
Doss	Jackson	Perloff	Warren
Downing	Jones (E)	Pruitt	Weeks
Drake	Jones (F)	Reed (T)	Williams
Easters	King	Reid (R)	Wise
Edwards	Kinsey	Reynolds	Wood
Ellis	Lang	Roberts	Wynot
Erdreich			

—101

And the bill:

H. 2840. Relating to Lauderdale County; to amend Section 19 of Act No. 27, H. 102, First Special Session 1964 (Acts 1964, p. 47), which Act abolishes the Lauderdale County Inferior Court and establishes in lieu thereof the Lauderdale County Court, by providing further for the manner of taking appeals from judgments of said county court of the circuit clerk.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Harris	O'Daniel
Adams	Crawford	Headley	Owens
Adwell	Cross	Hearn	Parker (H)
Agee	Crowe	Hill	Parker (T)
Baker	Dill	Hobbie	Perloff
Bank	Doss	Jackson	Pruitt
Barkett	Downing	Jones (E)	Reed (T)
Bassett	Drake	Jones (F)	Reid (R)
Benton	Easters	King	Reynolds
Boles	Edwards	Kinsey	Roberts
Boutwell	Ellis	Lang	St. John
Bowers	Erdreich	Lutz	Slate
Brassell	Falkenburg	McBride	Smith (K)
Burgess	Fite	McCluskey	Snell
Callahan	Flippo	McDonald	Stewart
Carnes	Gafford	Manley	Stokes
Carter	Gloor	Mathews	Straiton
Cauthen	Goodwin	May	Stubbs
Cherner	Grainger	Meeks	Taylor
Chesnut	Gray (F)	Merrill	Therrell
Collins	Grey (D)	Mims	Timmons
Connell	Hale	Naramore	Turner
Coshatt	Hardin	Nettles	Turnham

Waggoner	Warren	Williams	Wood	
Waldrop	Weeks	Wise	Wynot	
Wallace				—101

And the bill:

H. 2841. Relating to Lauderdale County; to provide for the Lauderdale County Commission to grant an exclusive franchise to private haulers of solid waste.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			—101

And the bill:

H. 2842. Relating to Lauderdale County; to prescribe the fee which may be charged by the Judge of Probate for celebrating the rites of matrimony and authorizing him to retain such fee for his personal use.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Barkett	Brassell	Cherner
Adams	Bassett	Burgess	Chesnut
Adwell	Benton	Callahan	Collins
Agee	Boles	Carnes	Connell
Baker	Boutwell	Carter	Coshatt
Bank	Bowers	Cauthen	Cottingham

Crawford	Hale	May	Snell
Cross	Hardin	Meeks	Stewart
Crowe	Harris	Merrill	Stokes
Dill	Headley	Mims	Straiton
Doss	Hearn	Naramore	Stubbs
Downing	Hill	Nettles	Taylor
Drake	Hobbie	O'Daniel	Therrell
Easters	Jackson	Owens	Timmons
Edwards	Jones (E)	Parker (H)	Turner
Ellis	Jones (F)	Parker (T)	Turnham
Erdreich	King	Perloff	Waggoner
Falkenburg	Kinsey	Pruitt	Waldrop
Fite	Lang	Reed (T)	Wallace
Flippo	Lutz	Reid (R)	Warren
Gafford	McBride	Reynolds	Weeks
Gloor	McCluskey	Roberts	Williams
Goodwin	McDonald	St. John	Wise
Grainger	Manley	Slate	Wood
Gray (F)	Mathews	Smith (K)	Wynot
Grey (D)			

—101

And the bill:

H. 2843. To establish the "Municipal Court of the City of Florence, Alabama" which shall be subject to Chapter 12, Title 37, Code of Alabama 1940, (recompiled 1958) as last amended, except that no fine in excess of \$500.00 shall be assessed, and to abolish other courts of the City of Florence exercising the functions conferred upon said Municipal Court.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2844. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2846. Relating to law enforcement in Sumter County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in a fund; creating a fund to be designated as the Sheriff's Fund and providing for the use of such fund.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Collins	Drake
Adams	Bowers	Connell	Easters
Adwell	Brassell	Coshatt	Edwards
Agee	Burgess	Cottingham	Ellis
Baker	Callahan	Crawford	Erdreich
Bank	Carnes	Cross	Falkenburg
Barkett	Carter	Crowe	Fite
Bassett	Cauthen	Dill	Flippo
Benton	Cherner	Doss	Gafford
Boles	Chesnut	Downing	Gloor

Goodwin	Lang	Parker (H)	Stubbs
Grainger	Lutz	Parker (T)	Taylor
Gray (F)	McBride	Perloff	Therrell
Grey (D)	McCluskey	Pruitt	Timmons
Hale	McDonald	Reed (T)	Turner
Hardin	Manley	Reid (R)	Turnham
Harris	Mathews	Reynolds	Waggoner
Headley	May	Roberts	Waldrop
Hearn	Meeks	St. John	Wallace
Hill	Merrill	Slate	Warren
Hobbie	Mims	Smith (K)	Weeks
Jackson	Naramore	Snell	Williams
Jones (E)	Nettles	Stewart	Wise
Jones (F)	O'Daniel	Stokes	Wood
King	Owens	Straiton	Wynot
Kinsey			

—101

And the bill:

H. 2847. Relating to all counties having populations of not less than 15,400 nor more than 15,625, according to the most recent federal decennial census; providing for the manner of payment of the salaries of the sheriff and certain deputies in such counties.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2848. Relating to all counties having population of not less than 41,750 nor more than 45,000; providing for compensation or salary of the register of the circuit courts of such counties.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2849. To apply only in counties having populations of not less than 41,750 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Carnes	Drake	Hardin
Adams	Carter	Easters	Harris
Adwell	Cauthen	Edwards	Headley
Agee	Cherner	Ellis	Hearn
Baker	Chesnut	Erdreich	Hill
Bank	Collins	Falkenburg	Hobbie
Barkett	Connell	Fite	Jackson
Bassett	Coshatt	Flippo	Jones (E)
Benton	Cottingham	Gafford	Jones (F)
Boles	Crawford	Gloor	King
Boutwell	Cross	Goodwin	Kinsey
Bowers	Crowe	Grainger	Lang
Brassell	Dill	Gray (F)	Lutz
Burgess	Doss	Grey (D)	McBride
Callahan	Downing	Hale	McCluskey

McDonald	Parker (H)	Smith (K)	Turnham
Manley	Parker (T)	Snell	Waggoner
Mathews	Perloff	Stewart	Waldrop
May	Pruitt	Stokes	Wallace
Meeks	Reed (T)	Straiton	Warren
Merrill	Reid (R)	Stubbs	Weeks
Mims	Reynolds	Taylor	Williams
Naramore	Roberts	Therrell	Wise
Nettles	St. John	Timmons	Wood
O'Daniel	Slate	Turner	Wynot
Owens			

—101

And the bill:

H. 2850. To further amend Act No. 101, H. 112, Special Session 1966, as last amended, an Act regulating and providing for the payment of the compensation of certain deputies of the sheriff of Lawrence County.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2856. To amend further Section 7 of Act No. 66, H. 105, Second Special Session 1963 (Acts 1963, p. 228), an act levying sales and use taxes in Cullman County and providing for the ascertainment, collection, payment, distribution and use of the proceeds, so as to further provide, for the use of the proceeds of such taxes.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2860. To provide that the deputy sheriffs' salaries shall be the same as that of the Alabama State Troopers in all counties having populations of not less than 57,000 nor more than 61,000, and that the county commission in such counties shall furnish not less than 10 deputy sheriffs.

Was taken up.

Mr. Kinsey offered the following substitute to the bill:

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having populations of not less than 57,000 nor more than 61,000; to require the county commission in any such county to provide not less than 10 deputy sheriffs, and to prescribe the compensation of such deputies.

Be It Enacted by the Legislature of Alabama:

Section 1. The County Commission of all counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census shall employ not less than 10 deputy sheriffs at any time to serve at the pleasure of the county sheriff. The salary of each deputy shall be not less than \$5,400 nor more than \$7,200. The exact amount of each of such salaries shall be fixed by the county governing body on recommendation of the sheriff and shall be paid in equal monthly installments from the county treasury.

Section 2. All laws or parts of laws which conflict with this act are repealed.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill, H. 2860, as thus amended:

Relating to counties having populations of not less than 57,000 nor more than 61,000; to require the county commission in any such county to provide not less than 10 deputy sheriffs, and to prescribe the compensation of such deputies.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Collins	Drake
Adams	Bowers	Connell	Easters
Adwell	Brassell	Coshatt	Edwards
Agee	Burgess	Cottingham	Ellis
Baker	Callahan	Crawford	Erdreich
Bank	Carnes	Cross	Falkenburg
Barkett	Carter	Crowe	Fite
Bassett	Cauthen	Dill	Flippo
Benton	Cherner	Doss	Gafford
Boles	Chesnut	Downing	Gloor

Goodwin	Lang	Parker (H)	Stubbs
Grainger	Lutz	Parker (T)	Taylor
Gray (F)	McBride	Perloff	Therrell
Grey (D)	McCluskey	Pruitt	Timmons
Hale	McDonald	Reed (T)	Turner
Hardin	Manley	Reid (R)	Turnham
Harris	Mathews	Reynolds	Waggoner
Headley	May	Roberts	Waldrop
Hearn	Meeks	St. John	Wallace
Hill	Merrill	Slate	Warren
Hobbie	Mims	Smith (K)	Weeks
Jackson	Namamore	Snell	Williams
Jones (E)	Nettles	Stewart	Wise
Jones (F)	O'Daniel	Stokes	Wood
King	Owens	Straiton	Wynot
Kinsey			

—101

And the bill:

S. 308. To further amend Section 257, Title 13, Code of Alabama 1940, as amended, which fixes the compensation of the deputy district attorney of certain counties.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Namamore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 782. To regulate the compensation payable by the county to the stenographic secretary of the district attorney of any circuit in this state composed of one county having a population of not less than 110,000 nor more than 150,000.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 953. Relating to Marshall County; to require the use of voting machines at all polling places; to permit electors to register vote on any voting machine at the designated voting place; to permit the consolidation of polling places; to provide for employment of a custodian of voting machines, how appointed, qualifications, salary, bond; to allow candidates in an election the right to designate a representative to be present at the opening of each voting machine for tabulation of results; candidates to have right to demand in writing of body in charge of ballot boxes to break seals for recanvass of votes in voting machines.

Was read a third time at length and passed.

Yeas 96; Nays 1.

Yeas:

Mr. Speaker	Brassell	Crawford	Fite
Adams	Burgess	Cross	Flippo
Adwell	Callahan	Crowe	Gafford
Agee	Carnes	Dill	Gloor
Baker	Carter	Doss	Goodwin
Barkett	Cauthen	Downing	Grainger
Bassett	Chesnut	Easters	Gray (F)
Benton	Collins	Edwards	Grey (D)
Boles	Connell	Ellis	Hale
Boutwell	Coshatt	Erdreich	Hardin
Bowers	Cottingham	Falkenburg	Harris

Headley	McDonald	Pruitt	Taylor
Hearn	Manley	Reed (T)	Therrell
Hill	Mathews	Reid (R)	Timmons
Hobbie	May	Reynolds	Turner
Jackson	Meeks	Roberts	Turnham
Jones (E)	Merrill	St. John	Waggoner
Jones (F)	Mims	Slate	Waldrop
King	Naramore	Smith (K)	Warren
Kinsey	Nettles	Snell	Weeks
Lang	Owens	Stewart	Williams
Lutz	Parker (H)	Stokes	Wise
McBride	Parker (T)	Straiton	Wood
McCluskey	Perloff	Stubbs	Wynot

—96

Nay: Mr. Drake.

—1

And the bill:

S. 960. Relating to all counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census; to provide for the position of Secretary-Librarian for the District Attorney to be quartered in the Courthouse and the compensation therefor.

Was taken up.

Mr. Kinsey offered the following substitute to the bill:

A BILL
TO BE ENTITLED
AN ACT

Relating to all counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census; to provide clerical assistants for certain officers of the circuit court in such counties and to prescribe the compensation therefor.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby established in all counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census, the position of secretary-librarian for the district attorney. Such secretary-librarian shall be selected by the district attorney. The secretary-librarian for the district attorney shall be quartered in the courthouse, and the rate of his compensation shall be not less than \$250 per month. Such compensation shall be paid out of the county general fund.

Section 2. The office of secretary for the judge of any circuit to which this Act applies is hereby established. Such secretary shall be selected by the judge for whom he works. Such secretary shall be quartered in the courthouse, and the rate of his compensation shall be not less than \$250 per month, which shall be paid out of the general fund of the county.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Gray (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill, S. 960, as thus amended, was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Collins	Goodwin	McDonald
Adams	Connell	Grainger	Manley
Adwell	Coshatt	Gray (F)	Mathews
Agee	Cottingham	Grey (D)	May
Baker	Crawford	Hale	Meeks
Bank	Cross	Hardin	Merrill
Barkett	Crowe	Harris	Mims
Bassett	Dill	Headley	Naramore
Benton	Doss	Hearn	Nettles
Boles	Downing	Hill	O'Daniel
Boutwell	Drake	Hobbie	Owens
Bowers	Easters	Jackson	Parker (H)
Brassell	Edwards	Jones (E)	Parker (T)
Burgess	Ellis	Jones (F)	Perloff
Callahan	Erdreich	King	Pruitt
Carnes	Falkenburg	Kinsey	Reed (T)
Carter	Fite	Lang	Reid (R)
Cauthen	Flippo	Lutz	Reynolds
Cherner	Gafford	McBride	Roberts
Chesnut	Gloor	McCluskey	St. John

Slate	Stubbs	Turnham	Weeks
Smith (K)	Taylor	Waggoner	Williams
Snell	Therrell	Waldrop	Wise
Stewart	Timmons	Wallace	Wood
Stokes	Turner	Warren	Wynot
Straiton			

—101

And the bill:

S. 995. Relating to the Third Judicial Circuit; to provide for an additional expense allowance for the circuit court reporter of the Third Judicial Circuit.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 1125. Relating to Barbour County; providing for payment of salaries and expenses of sheriff's office relating to maintaining traffic control and law and order in County from Highway and Traffic Fund of Barbour County.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Bank	Boutwell	Carnes
Adams	Barkett	Bowers	Carter
Adwell	Bassett	Brassell	Cauthen
Agee	Benton	Burgess	Cherner
Baker	Boles	Callahan	Chesnut

Collins	Grainger	Manley	Smith (K)
Connell	Gray (F)	Mathews	Snell
Coshatt	Grey (D)	May	Stewart
Cottingham	Hale	Meeks	Stokes
Crawford	Hardin	Merrill	Straiton
Cross	Harris	Mims	Stubbs
Crowe	Headley	Naramore	Taylor
Dill	Hearn	Nettles	Therrell
Doss	Hill	O'Daniel	Timmons
Downing	Hobbie	Owens	Turner
Drake	Jackson	Parker (H)	Turnham
Easters	Jones (E)	Parker (T)	Waggoner
Edwards	Jones (F)	Perloff	Waldrop
Ellis	King	Pruitt	Wallace
Erdreich	Kinsey	Reed (T)	Warren
Falkenburg	Lang	Reid (R)	Weeks
Fite	Lutz	Reynolds	Williams
Flippo	McBride	Roberts	Wise
Gafford	McCluskey	St. John	Wood
Gloor	McDonald	Slate	Wynot
Goodwin			

—101

And the bill:

S. 1126. To amend Act No. 1174, H. 1047, Regular Session, 1969, so as to provide further for the appointment and compensation of deputies, jailors, and assistants of the sheriff of Barbour County and repeal conflicting laws.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 1127. To provide for all monies in the public highway and traffic fund of Barbour County to be transferred to the general fund of the county; authorizing the transfer of certain monies hereafter accruing in said public highway and traffic fund to the general fund of said county, at the discretion of the county governing body and providing for the use of such monies so transferred.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Gray (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

— And the bill:

S. 1128. To authorize the governing body of Barbour County to appropriate funds out of the county highway and traffic fund for expenses necessary for the construction and maintenance of roads.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Benton	Carter	Crawford
Adams	Boles	Cauthen	Cross
Adwell	Boutwell	Cherner	Crowe
Agee	Bowers	Chesnut	Dill
Baker	Brassell	Collins	Doss
Bank	Burgess	Connell	Downing
Barkett	Callahan	Coshatt	Drake
Bassett	Carnes	Cottingham	Easters

Edwards	Hobbie	Naramore	Stokes
Ellis	Jackson	Nettles	Straiton
Erdreich	Jones (E)	O'Daniel	Stubbs
Falkenburg	Jones (F)	Owens	Taylor
Fite	King	Parker (H)	Therrell
Flippo	Kinsey	Parker (T)	Timmons
Gafford	Lang	Perloff	Turner
Gloor	Lutz	Pruitt	Turnham
Goodwin	McBride	Reed (T)	Waggoner
Grainger	McCluskey	Reid (R)	Waldrop
Gray (F)	McDonald	Reynolds	Wallace
Grey (D)	Manley	Roberts	Warren
Hale	Mathews	St. John	Weeks
Hardin	May	Slate	Williams
Harris	Meeks	Smith (K)	Wise
Headley	Merrill	Snell	Wood
Hearn	Mims	Stewart	Wynot
Hill			

—101

And the bill:

S. 1129. Relating to Marshall County; providing for the operation of cemeteries; Requiring individuals, corporations, partnerships or governmental bodies which may now or at any future date own, lease, operate or maintain a cemetery in Marshall County.

Was read a third time at length and passed.

Yeas 96; Nays 1.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Easters	Kinsey	Slate
Barkett	Edwards	Lang	Smith (K)
Bassett	Ellis	Lutz	Snell
Benton	Erdreich	McBride	Stewart
Boles	Falkenburg	McCluskey	Stokes
Boutwell	Fite	McDonald	Straiton
Bowers	Flippo	Manley	Stubbs
Brassell	Gafford	Mathews	Taylor
Burgess	Gloor	May	Therrell
Callahan	Goodwin	Meeks	Timmons
Carnes	Grainger	Merrill	Turner
Carter	Gray (F)	Mims	Turnham
Cauthen	Grey (D)	Naramore	Waggoner
Chesnut	Hale	Nettles	Waldrop
Collins	Hardin	Owens	Warren
Connell	Harris	Parker (H)	Weeks
Coshatt	Headley	Parker (T)	Williams
Cottingham	Hearn	Perloff	Wise
Crawford	Hill	Pruitt	Wood
Cross	Hobbie	Reed (T)	Wynot

—96

Nay: Mr. Drake.

—1

And the bill:

S. 1148. Relating to DeKalb County; to provide for juries composed of six members for trial of certain cases in the DeKalb County Court.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 1159. To repeal Act No. 111, S. 49, approved May 11, 1971, Special Session 1971, entitled, "An Act To prohibit commercial fishing in counties having populations of not less than 15,400 nor more than 15,625, except by residents and/or voters of such counties."

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Cauthen	Erdreich	Jackson
Adams	Cherner	Falkenburg	Jones (E)
Adwell	Chesnut	Fite	Jones (F)
Agee	Collins	Flippo	King
Baker	Connell	Gafford	Kinsey
Bank	Coshatt	Gloor	Lang
Barkett	Cottingham	Goodwin	Lutz
Bassett	Crawford	Grainger	McBride
Benton	Cross	Gray (F)	McCluskey
Boles	Crowe	Grey (D)	McDonald
Boutwell	Dill	Hale	Manley
Bowers	Doss	Hardin	Mathews
Brassell	Downing	Harris	May
Burgess	Drake	Headley	Meeks
Callahan	Easters	Hearn	Merrill
Carnes	Edwards	Hill	Mims
Carter	Ellis	Hobbie	Naramore

Nettles	Reynolds	Straiton	Waldrop
O'Daniel	Roberts	Stubbs	Wallace
Owens	St. John	Taylor	Warren
Parker (H)	Slate	Therrell	Weeks
Parker (T)	Smith (K)	Timmons	Williams
Perloff	Snell	Turner	Wise
Pruitt	Stewart	Turnham	Wood
Reed (T)	Stokes	Waggoner	Wynot
Reid (R)			

—101

And the bill:

S. 1050. Relating to the powers of counties having populations of 600,000 or more according to the most recent federal decennial census; authorizing the governing bodies of such counties to adopt ordinances which protect the historic architectural character of the county, including designating historic districts, creating certain agencies to promote the preservation of such districts, which are located or are to be located in the designated historic districts, and adopting other provisions necessary to effect the purposes of this Act.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flipppo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

S. 508. To further amend Act No. 95 of the Regular Session of the Legislature of Alabama of 1965, (Alabama Acts, 1965, Page 120 et seq.) to provide for the appointment of counsel for indigent defendants at preliminary examinations in the Criminal Court of Jefferson County in criminal cases wherein the defendant is charged with a serious offense; to provide for the

compensation of counsel in such cases from funds in the general funds of Jefferson County, Alabama; to provide that the County Treasurer pay such funds to counsel upon approval of one of the judges of the Criminal Court of Jefferson County.

Was read a third time at length and passed.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2825. To amend Act No. 581, 1967 Regular Session of the Legislature to apply only in counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census, providing for appointment by the district attorney of a special medical assistant to aid him in the performance of his duties, and providing for payment of the compensation of such assistant from the general funds of the county.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Benton	Carter	Crawford
Adams	Boles	Cauthen	Cross
Adwell	Boutwell	Cherner	Crowe
Agee	Bowers	Chesnut	Dill
Baker	Brassell	Collins	Doss
Bank	Burgess	Connell	Downing
Barkett	Callahan	Coshatt	Drake
Bassett	Carnes	Cottingham	Easters

Edwards	Hobbie	Naramore	Stokes
Ellis	Jackson	Nettles	Straiton
Erdreich	Jones (E)	O'Daniel	Stubbs
Falkenburg	Jones (F)	Owens	Taylor
Fite	King	Parker (H)	Therrell
Flippo	Kinsey	Parker (T)	Timmons
Gafford	Lang	Perloff	Turner
Gloor	Lutz	Pruitt	Turnham
Goodwin	McBride	Reed (T)	Waggoner
Grainger	McCluskey	Reid (R)	Waldrop
Gray (F)	McDonald	Reynolds	Wallace
Grey (D)	Manley	Roberts	Warren
Hale	Mathews	St. John	Weeks
Hardin	May	Slate	Williams
Harris	Meeks	Smith (K)	Wise
Headley	Merrill	Snell	Wood
Hearn	Mims	Stewart	Wynot
Hill			

—101

And the bill:

H. 2639. To amend further Act No. 345 S. 291, Regular Session 1955, an act applying only in counties having populations not less than 300,000 nor more than 500,000 and providing for a domestic relations division of the Circuit Court of any such county.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2763. Relating to counties having a population of not less than 300,000 nor more than 600,000, according to the most recent federal de-

cennial census; to provide that any fireman employed by any municipality in such a county may live anywhere within the county so long as he is able to at all times reach the place of his employment within thirty minutes from the time he receives a call to report to duty.

Was taken up.

Mr. Stokes offered the following substitute to the bill:

**A BILL
TO BE ENTITLED
AN ACT**

Relating to counties having a population of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census; to provide that any fireman or other municipal employee employed by any municipality in such a county may live anywhere within the county so long as he is able to at all times reach the place of his employment within thirty minutes from the time he receives a call to report to duty.

Be It Enacted by the Legislature of Alabama:

Section 1. The provisions of this Act shall apply to any county of this State having a population of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census.

Section 2. Any fireman or other municipal employee employed by any municipality or other state, county, city or local governmental agency in any county to which this Act applies may live anywhere within the county as long as he is able to at all times be able to travel to his place of employment from his home within thirty minutes from the time he receives a call to report to duty.

Section 3. Any ordinance, rule or requirement promulgated by any county, city or local governing body or agency which is contrary to the provisions of this Act are hereby declared to be null and void.

Section 4. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Brassell	Crawford	Fite
Adams	Burgess	Cross	Flippo
Adwell	Callahan	Crowe	Gafford
Agee	Carnes	Dill	Gloor
Baker	Carter	Doss	Goodwin
Bank	Cauthen	Downing	Grainger
Barkett	Cherner	Drake	Gray (F)
Bassett	Chesnut	Easters	Grey (D)
Benton	Collins	Edwards	Hale
Boles	Connell	Ellis	Hardin
Boutwell	Coshatt	Erdreich	Harris
Bowers	Cottingham	Falkenburg	Headley

Hearn	Mathews	Reed (T)	Therrell
Hill	May	Reid (R)	Timmons
Hobbie	Meeks	Reynolds	Turner
Jackson	Merrill	Roberts	Turnham
Jones (E)	Mims	St. John	Waggoner
Jones (F)	Naramore	Slate	Waldrop
King	Nettles	Smith (K)	Wallace
Kinsey	O'Daniel	Snell	Warren
Lang	Owens	Stewart	Weeks
Lutz	Parker (H)	Stokes	Williams
McBride	Parker (T)	Straiton	Wise
McCluskey	Perloff	Stubbs	Wood
McDonald	Pruitt	Taylor	Wynot
Manley			

—101

And the bill, H. 2763, as thus amended:

Relating to counties having a population of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census; to provide that any fireman or other municipal employee employed by any municipality in such a county may live anywhere within the county so long as he is able to at all times reach the place of his employment within thirty minutes from the time he receives a call to report to duty.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill:

H. 2839. To prohibit the City of Florence, or any agency thereof, from collecting outside the corporate limits of said city any permit fees,

inspection fees or other fees with respect to the enforcement of any building code provision; to provide that building code provisions may be enforced within the police jurisdiction of said city, but to limit the collection of all fees and charges therefor to the area within the corporate limits of the City of Florence.

Was taken up.

Mr. Hill offered the following amendment to the bill:

Amend the bill, H. 2839, by striking the period at the end of Section 1 and substituting in lieu thereof a comma and adding the following: "for the construction, repair, or maintenance of any residential building or structure.

Amend Section 2 by inserting after the phrase, "for the enforcement thereof," the following: "relative to residential buildings or structures."

And the amendment was adopted.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	St. John
Baker	Drake	Kinsey	Slate
Bank	Easters	Lang	Smith (K)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Fite	Manley	Stubbs
Bowers	Flippo	Mathews	Taylor
Brassell	Gafford	May	Therrell
Burgess	Gloor	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Grainger	Mims	Turnham
Carter	Gray (F)	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Williams
Coshatt	Hearn	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Hobbie	Reed (T)	Wynot
Cross			

—101

And the bill, H. 2839, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 101; Nays 0.

Yeas:

Mr. Speaker	Barkett	Brassell	Cherner
Adams	Bassett	Burgess	Chesnut
Adwell	Benton	Callahan	Collins
Agee	Boles	Carnes	Connell
Baker	Boutwell	Carter	Coshatt
Bank	Bowers	Cauthen	Cottingham

Crawford	Hale	May	Snell
Cross	Hardin	Meeks	Stewart
Crowe	Harris	Merrill	Stokes
Dill	Headley	Mims	Straiton
Doss	Hearn	Namore	Stubbs
Downing	Hill	Nettles	Taylor
Drake	Hobbie	O'Daniel	Therrell
Easters	Jackson	Owens	Timmons
Edwards	Jones (E)	Parker (H)	Turner
Ellis	Jones (F)	Parker (T)	Turnham
Erdreich	King	Perloff	Waggoner
Falkenburg	Kinsey	Pruitt	Waldrop
Fite	Lang	Reed (T)	Wallace
Flippo	Lutz	Reid (R)	Warren
Gafford	McBride	Reynolds	Weeks
Gloor	McCluskey	Roberts	Williams
Goodwin	McDonald	St. John	Wise
Grainger	Manley	Slate	Wood
Gray (F)	Mathews	Smith (K)	Wynot
Grey (D)			

—101

RESOLUTION

The following resolution was introduced:

By Mr. Jackson:

H. J. R. 216. CONGRATULATING REPRESENTATIVE AND MRS. FRED BARKETT ON THEIR RECENT MARRIAGE.

WHEREAS on September 8, of this year, our esteemed colleague Fred Barkett exchanged the glorious freedom of bachelorhood for the sweet bonds of Holy Matrimony; and

WHEREAS from this time forth he shall tread the path of connubial harmony with Anice Cameron Camp of Pensacola, Florida; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That this body extends a sincere and hearty welcome to the latest and loveliest addition to its distaff ranks,

BE IT FURTHER RESOLVED, that we wish Fred and Anice long life and happiness together, and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to the families of Fred and Anice.

On motion of Mr. Jackson, the rules were suspended and the resolution was adopted.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order.

And the bill:

S. 315. To amend Section 223 of Title 52 of the Code of Alabama of 1940 relating to the sale of warrants by boards of education so as to permit bidders for such warrants to submit with their bids a good faith check in the form of not only a certified check but also a bank cashier's check or a bank

treasurer's check drawn on a member bank of the Federal Reserve System, and so as to make further provisions respecting the manner in which a highest bidder for such warrants shall be determined.

Was read a third time at length and passed.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Downing	Jones (E)	Parker (T)
Adwell	Drake	Jones (F)	Pruitt
Agee	Easters	King	Roberts
Baker	Edwards	Kinsey	Robertson
Bassett	Ellis	Lutz	St. John
Benton	Erdreich	McCluskey	Smith (K)
Boles	Flippo	McCorquodale	Stewart
Boutwell	Gloor	McDonald	Stokes
Callahan	Goodwin	Manley	Straiton
Carnes	Grainger	Mathews	Stubbs
Carter	Gray (F)	May	Taylor
Casey	Grey (D)	Meeks	Timmons
Cauthen	Hale	Merrill	Turner
Cherner	Hardin	Mims	Waggoner
Chesnut	Harris	Nettles	Wallace
Collins	Hearn	O'Daniel	Warren
Cottingham	Hill	Owens	Wise
Cross	Jackson	Parker (H)	Wynot
Doss			

—73

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Jones (F) to suspend the rules in order to take up out of order the bill, H. 2828, was adopted.

Yeas 68; Nays 2.

Yeas:

Messrs.:	Culver	Harris	Parker (H)
Adwell	Dill	Hearn	Perloff
Agee	Doss	Hill	Pruitt
Bank	Downing	Jackson	Reid (R)
Bassett	Drake	Jones (E)	Roberts
Benton	Easters	King	St. John
Boles	Edwards	Lutz	Slate
Boutwell	Ellis	McCluskey	Smith (K)
Callahan	Erdreich	McDonald	Stokes
Carnes	Flippo	Manley	Straiton
Carter	Gafford	May	Therrell
Casey	Goodwin	Meeks	Turner
Cauthen	Grainger	Merrill	Waggoner
Cherner	Gray (F)	Mims	Wallace
Collins	Grey (D)	Nettles	Williams
Cottingham	Hale	O'Daniel	Wise
Crawford	Hardin	Owens	Wynot
Cross			

—68

Nays: Messrs. Jones (F) and Taylor.

—2

And the bill:

H. 2828. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory in Sections 3, 4 and 5, Township 15N, Range 17E, and Sections 32, 33, 34 and 35, Township 16N, Range 17E, all in Montgomery County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 68; Nays 2.

Yeas:

Messrs.:	Culver	Harris	Parker (H)
Adwell	Dill	Hearn	Perloff
Agee	Doss	Hill	Pruitt
Bank	Downing	Jackson	Reid (R)
Bassett	Drake	Jones (E)	Roberts
Benton	Easters	King	St. John
Boles	Edwards	Lutz	Slate
Boutwell	Ellis	McCluskey	Smith (K)
Callahan	Erdreich	McDonald	Stokes
Carnes	Flippo	Manley	Straiton
Carter	Gafford	May	Therrell
Casey	Goodwin	Meeks	Turner
Cauthen	Grainger	Merrill	Waggoner
Cherner	Gray (F)	Mims	Wallace
Collins	Grey (D)	Nettles	Williams
Cottingham	Hale	O'Daniel	Wise
Crawford	Hardin	Owens	Wynot
Cross			

—68

Nays: Messrs. Jones (F) and Taylor.

—2

MOTION TO ADJOURN LOST

The motion of Mr. Robertson that the House adjourn until 2:00 o'clock p. m., Thursday, September 16, 1971, was lost.

Yeas 20; Nays 61.

Yeas:

Messrs.:	Fite	Manley	Reid (R)
Baker	Gafford	Mathews	Reynolds
Bank	Goodwin	Merrill	Robertson
Carter	Gray (F)	Parker (H)	Therrell
Cherner	Grey (D)	Perloff	Wise
Dill			

—20

Nays:

Mr. Speaker	Boutwell	Crowe	Flippo
Adams	Callahan	Doss	Gloor
Adwell	Carnes	Downing	Grainger
Agee	Cauthen	Drake	Hale
Barkett	Cottingham	Easters	Hardin
Bassett	Crawford	Edwards	Harris
Boles	Cross	Ellis	Headley

Hearn	McCluskey	Parker (T)	Stubbs
Hill	McDonald	Pruitt	Timmons
Hobbie	May	Roberts	Turner
Jackson	Meeks	St. John	Waggoner
Jones (E)	Mims	Slate	Waldrop
Jones (F)	Nettles	Smith (K)	Wallace
King	O'Daniel	Stokes	Warren
Kinsey	Owens	Straiton	Wynot
Lutz			

—61

RESOLUTION

The following resolution was introduced:

By Mr. Collins:

H. J. R. 217. PROVIDING FOR CONTINUATION OF THE JOINT COMMITTEE ESTABLISHED BY S.J.R. 97, Act No. 382, APPROVED September 5, 1967, and CONTINUED BY S. J. R. 101, Act No. 1046 APPROVED September 12, 1969, TO STUDY THE PROBLEMS OF INTERSTATE and INTRASTATE HIGHWAY SAFETY GENERALLY.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the joint committee established pursuant to S.J.R. 97, Act No. 382, approved September 5, 1967 and continued by S.J.R. 101, Act No. 1046 approved September 12, 1969, shall continue in existence and shall continue its work as directed in said Act No. 382. The committee shall make a report to the legislature before the 10th legislative day of the next regular session.

BE IT FURTHER RESOLVED, That the committee members shall be entitled to their usual legislative per diem and expenses for attending meetings of the committee which shall be paid from funds appropriated for the payment of the expenses of the legislature and that in no event shall this resolution carry an appropriation of more than \$10,000.

On motion of Mr. Collins, the rules were suspended and the resolution was adopted.

SPECIAL ORDER RESUMED

And the bill:

S. 481. Further amending Act No. 47, Special Session 1961 (Acts 1961, p. 1904) now appearing in Alabama Code, Recompiled 1958, as Title 51, Section 12 (2); providing exemptions from taxation and licensing of certain charitable, religious, or civic organizations.

Was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Callahan	Chesnut	Dill
Agee	Carnes	Collins	Doss
Baker	Carter	Coshatt	Downing
Bassett	Casey	Cottingham	Drake
Boles	Cauthen	Cross	Easters
Boutwell	Cherner	Crowe	Edwards

Ellis	Jackson	Owens	Straiton
Erdreich	Jones (E)	Parker (H)	Stubbs
Flippo	Jones (F)	Parker (T)	Taylor
Gafford	King	Perloff	Therrell
Goodwin	Lutz	Pruitt	Timmons
Grainger	McCluskey	Reid (R)	Turner
Gray (F)	McCorquodale	Reynolds	Waggoner
Grey (D)	McDonald	Roberts	Waldrop
Hale	Manley	Robertson	Wallace
Hardin	Mathews	St. John	Warren
Harris	May	Slate	Weeks
Headley	Merrill	Smith (K)	Williams
Hearn	Mims	Snell	Wise
Hill	Nettles	Stewart	Wood
Hobbie	O'Daniel	Stokes	Wynot

—84

MOTION TO SUSPEND RULE LOST

The motion of Mr. Williams to suspend Rule 4 (4) to allow passage of the bill, H. 2851, was lost, lacking a four-fifths vote.

Yeas 52; Nays 43.

Yeas:

Mr. Speaker	Connell	McCluskey	Reynolds
Adams	Crawford	McCorquodale	Roberts
Agee	Crowe	Manley	Slate
Baker	Downing	Mathews	Smith (K)
Bank	Drake	May	Smith (P)
Barkett	Easters	Merrill	Stokes
Bassett	Edwards	Mims	Stubbs
Benton	Fite	Naramore	Therrell
Bowers	Gafford	O'Daniel	Turner
Callahan	Goodwin	Owens	Warren
Casey	Hardin	Perloff	Williams
Chesnut	Jackson	Pruitt	Wise
Collins	Lang	Reid (R)	Wood

—52

Nays:

Messrs.:	Dill	Hill	Robertson
Adwell	Doss	Jones (E)	St. John
Boles	Ellis	King	Stewart
Boutwell	Erdreich	Lutz	Straiton
Carnes	Falkenburg	McBride	Taylor
Carter	Flippo	McDonald	Timmons
Cauthen	Gloor	Meeks	Waggoner
Cherner	Grainger	Nettles	Waldrop
Coshatt	Gray (F)	Parker (H)	Wallace
Cottingham	Hale	Parker (T)	Weeks
Cross	Hearn	Reed (T)	Wynot

—43

MOTION TO SUSPEND RULE LOST

The motion of Mr. Grainger to suspend Rule 4 (4) to allow passage of the bill, H. 2258, was lost, lacking a four-fifths vote.

Yeas 70; Nays 19.

Yeas:

Mr. Speaker	Crowe	Hobbie	St. John
Adams	Dill	Jackson	Slate
Agee	Downing	Jones (F)	Smith (K)
Baker	Drake	King	Smith (P)
Barkett	Easters	Lang	Stewart
Bassett	Edwards	McCluskey	Stokes
Benton	Fite	McCorquodale	Straiton
Bowers	Flippo	McDonald	Stubbs
Carnes	Gafford	May	Therrell
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Mims	Turnham
Chesnut	Gray (F)	Naramore	Waldrop
Collins	Grey (D)	Nettles	Warren
Connell	Hale	Perloff	Williams
Coshatt	Hardin	Reed (T)	Wise
Cottingham	Headley	Reid (R)	Wood
Crawford	Hearn	Reynolds	Wynot
Cross	Hill		

—70

Nays:

Messrs.:	Cherner	Gloor	Robertson
Adwell	Doss	Jones (E)	Timmons
Boles	Ellis	Meeks	Waggoner
Boutwell	Erdreich	Owens	Wallace
Cauthen	Falkenburg	Parker (H)	Weeks

—19

RULE SUSPENDED

On motion of Mr. McCorquodale, Rule 4 (4), was suspended to allow passage of the bill, H. 2645, being other than a local or general bill of local application.

Yeas 88; Nays 2.

Yeas:

Mr. Speaker	Cottingham	Harris	Naramore
Adams	Crawford	Hearn	Nettles
Adwell	Cross	Hill	O'Daniel
Agee	Culver	Hobbie	Owens
Baker	Dill	Jackson	Parker (H)
Bank	Doss	Jones (E)	Parker (T)
Barkett	Downing	Jones (F)	Pruitt
Bassett	Drake	King	Reid (R)
Benton	Easters	Kinsey	Reynolds
Boles	Edwards	Lang	Roberts
Boutwell	Ellis	Lutz	Robertson
Burgess	Erdreich	McCluskey	St. John
Carnes	Falkenburg	McDonald	Slate
Carter	Fite	Manley	Smith (K)
Casey	Flippo	Mathews	Smith (P)
Cauthen	Grainger	May	Stewart
Chesnut	Grey (D)	Meeks	Stokes
Connell	Hale	Merrill	Straiton
Coshatt	Hardin	Mims	Stubbs

Therrell	Turnham	Warren	Wise
Timmons	Waggoner	Weeks	Wood
Turner	Wallace	Williams	Wynot

—88

Nays: Messrs. Gray (F) and Reed (T).

—2

And the bill:

H. 2645. To provide that in all public contracts the contractor may withdraw the whole or any portion of the amount retained from payments due the contractor by depositing security therefor; and for related matters.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Cross	Jones (E)	Reid (R)
Adams	Culver	Jones (F)	Reynolds
Adwell	Dill	King	Roberts
Agee	Doss	Lang	Robertson
Baker	Downing	Lutz	Slate
Bank	Drake	McCluskey	Smith (K)
Barkett	Easters	McCorquodale	Smith (P)
Bassett	Edwards	McDonald	Stewart
Boles	Ellis	Manley	Stokes
Boutwell	Erdreich	Mathews	Straiton
Bowers	Falkenburg	May	Stubbs
Burgess	Fite	Meeks	Therrell
Carnes	Flippo	Merrill	Timmons
Carter	Goodwin	Mims	Turner
Casey	Grainger	Naramore	Turnham
Cauthen	Gray (D)	Nettles	Waggoner
Cherner	Hale	O'Daniel	Waldrop
Chesnut	Hardin	Owens	Wallace
Collins	Harris	Parker (T)	Warren
Connell	Hearn	Perloff	Williams
Coshatt	Hill	Pruitt	Wood
Cottingham	Hobbie	Reed (T)	Wynot
Crawford	Jackson		

—90

RULE SUSPENDED

On motion of Mr. Jones (F), Rule 4 (4), was suspended to allow passage of the bill, H. 263, being other than a local or general bill of local application.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Boles	Cauthen	Dill
Adams	Boutwell	Cherner	Downing
Adwell	Bowers	Chesnut	Drake
Agee	Brassell	Connell	Easters
Bank	Callahan	Coshatt	Edwards
Barkett	Carnes	Cottingham	Ellis
Bassett	Carter	Crawford	Erdreich
Benton	Casey	Cross	Falkenburg

Flippo	Jones (F)	Parker (T)	Stubbs
Gafford	King	Perloff	Taylor
Goodwin	Lutz	Pruitt	Therrell
Grainger	McCluskey	Reynolds	Timmons
Gray (F)	McCorquodale	Roberts	Turner
Grey (D)	McDonald	Robertson	Turnham
Hale	May	St. John	Waldrop
Hardin	Meeks	Slate	Wallace
Harris	Mims	Smith (K)	Warren
Hearn	Naramore	Smith (P)	Weeks
Hill	Nettles	Stewart	Williams
Jackson	O'Daniel	Stokes	Wise
Jones (E)	Owens	Straiton	Wynot

—84

And the bill:

H. 263. To provide for the participation of the State of Alabama in the Interstate Environmental Compact; to authorize the execution of agreements between this state and other states and the Federal Government; and to designate the rights and powers of signatories to the Compact.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Crawford	Jackson	Roberts
Adams	Cross	Jones (E)	Robertson
Adwell	Culver	Jones (F)	St. John
Agee	Dill	King	Slate
Baker	Doss	Lutz	Smith (K)
Bank	Downing	McCluskey	Smith (P)
Barkett	Easters	McCorquodale	Stewart
Bassett	Edwards	McDonald	Stokes
Boles	Ellis	Manley	Straiton
Boutwell	Erdreich	Mathews	Stubbs
Bowers	Falkenburg	May	Taylor
Brassell	Flippo	Meeks	Timmons
Callahan	Gafford	Mims	Turner
Carnes	Goodwin	Naramore	Turnham
Carter	Grainger	Nettles	Waldrop
Casey	Gray (F)	O'Daniel	Wallace
Cauthen	Grey (D)	Owens	Warren
Cherner	Hale	Parker (T)	Weeks
Chesnut	Hardin	Perloff	Williams
Connell	Harris	Pruitt	Wise
Coshatt	Hearn	Reid (R)	Wynot
Cottingham	Hill	Reynolds	

—87

RULE SUSPENDED

On motion of Mr. Hobbie, Rule 4 (4), was suspended to allow passage of the bill, H. 2242, being other than a local or general bill of local application.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Adwell	Barkett	Boles
Adams	Baker	Bassett	Boutwell

Bowers	Falkenburg	Lutz	Slate
Brassell	Fite	McCluskey	Smith (K)
Callahan	Flippo	McCorquodale	Smith (P)
Carnes	Gafford	McDonald	Stewart
Carter	Goodwin	Manley	Stokes
Casey	Grainger	Mathews	Straiton
Cauthen	Gray (F)	May	Stubbs
Cherner	Grey (D)	Meeks	Taylor
Chesnut	Hale	Mims	Therrell
Connell	Hardin	Naramore	Timmons
Coshatt	Harris	Nettles	Turner
Cottingham	Headley	O'Daniel	Turnham
Crawford	Hearn	Owens	Waldrop
Cross	Hill	Parker (T)	Wallace
Dill	Hobbie	Perloff	Warren
Doss	Jackson	Pruitt	Weeks
Downing	Jones (F)	Reynolds	Williams
Easters	King	Roberts	Wise
Edwards	Kinsey	Robertson	Wynot
Ellis	Lang	St. John	

—87

UNANIMOUS CONSENT

Unanimous consent was granted Messrs. Hobbie, Jones (F) and Hale to have their names added as co-sponsors to the bill, H. 2242.

And the bill:

H. 2242. To provide for an increase in salary for all capitol security officers, patrolmen, night watchmen and guards; to provide for an increase in salary for the Chief of Capitol Security and to make available all necessary equipment for the performance of their duties.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 94; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Headley	O'Daniel
Adams	Crawford	Hearn	Owens
Adwell	Cross	Hill	Parker (H)
Agee	Culver	Hobbie	Perloff
Baker	Dill	Jackson	Pruitt
Bank	Doss	Jones (E)	Reed (T)
Barkett	Downing	Jones (F)	Reid (R)
Bassett	Easters	King	Reynolds
Boles	Edwards	Lang	Roberts
Boutwell	Ellis	Lutz	Robertson
Bowers	Erdreich	McCluskey	St. John
Brassell	Falkenburg	McCorquodale	Slate
Callahan	Flippo	McDonald	Smith (K)
Carnes	Gafford	Manley	Smith (P)
Carter	Goodwin	Mathews	Stewart
Casey	Grainger	May	Stokes
Cauthen	Gray (F)	Meeks	Straiton
Cherner	Grey (D)	Merrill	Stubbs
Chesnut	Hale	Mims	Taylor
Connell	Hardin	Naramore	Therrell
Coshatt	Harris	Nettles	Timmons

Turner	Waldrop	Weeks	Wise	
Turnham	Wallace	Williams	Wynot	
Waggoner	Warren			—94

MOTION TO SUSPEND RULE LOST

The motion of Mr. Hobbie to suspend Rule 4 (4) to allow passage of the bill, H. 168, was lost, lacking a four-fifths vote.

Yeas 48; Nays 28.

Yeas:

Mr. Speaker	Cottingham	Hearn	Reynolds
Adams	Crawford	Hobbie	Robertson
Agee	Cross	Jackson	Smith (K)
Barkett	Crowe	Jones (E)	Snell
Bassett	Dill	Jones (F)	Straiton
Boles	Downing	King	Stubbs
Bowers	Easters	McCorquodale	Timmons
Callahan	Edwards	May	Turner
Carter	Gafford	Naramore	Wallace
Casey	Goodwin	Nettles	Weeks
Chesnut	Hardin	O'Daniel	Williams
Connell	Headley	Pruitt	Wise
			—48

Nays:

Messrs.:	Culver	Hill	Parker (T)
Baker	Doss	Lutz	Slate
Bank	Erdreich	McCluskey	Stewart
Boutwell	Falkenburg	Manley	Stokes
Carnes	Flippo	Meeks	Waldrop
Cauthen	Gray (F)	Owens	Wood
Cherner	Harris	Parker (H)	Wynot
Coshatt			—28

MOTION TO SUSPEND RULE LOST

The motion of Mr. Roberts to suspend Rule 4 (4) to allow passage of the bill, H. 1404, was lost.

Yeas 24; Nays 55.

Yeas:

Mr. Speaker	Drake	McDonald	Smith (P)
Agee	Grainger	Manley	Snell
Bank	Hill	Nettles	Stewart
Bowers	King	Reed (T)	Stokes
Callahan	Lutz	St. John	Timmons
Culver	McCorquodale	Smith (K)	Turner
			—24

Nays:

Messrs.:	Boutwell	Cherner	Cross
Adwell	Carnes	Chesnut	Dill
Baker	Carter	Collins	Doss
Bassett	Casey	Cottingham	Downing
Boles	Cauthen	Crawford	Edwards

Ellis	Hardin	Meeks	Robertson
Erdreich	Harris	Mims	Slate
Falkenburg	Hearn	Naramore	Straiton
Flippo	Hobbie	O'Daniel	Taylor
Gafford	Jackson	Owens	Waldrop
Gloor	Jones (E)	Parker (H)	Wallace
Goodwin	Jones (F)	Perloff	Warren
Gray (F)	Lang	Pruitt	Wood
Hale	Mathews	Reynolds	Wynot

—55

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill:

H. 727. To amend Sections 5 and 6 of Title 7, Code of Alabama, 1940, recompiled 1958, in relation to be recorded on filing and when record used on trial of cause.

by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 20 Nays 0.

And said bill, as amended by the Executive amendment was again read at length and passed by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 29 Nays 0.

And said bill, H. 727, together with the Executive amendment, is herewith returned to the House.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bill:

S. 750. To apply only in counties having populations of not less than 110,000 nor more than 150,000; providing further for the compensation of certain officers of the county courts of such counties.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bill:

S. 777. Relating to counties having a population of not less than 110,000 nor more than 150,000; fixing the compensation of certain officers in such counties.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bill:

S. 415. To designate the State Board of Health as the responsible agency and to authorize it to establish and enforce rules and regulations for training, licensing and related requirements for ambulance operators, attendants, and drivers; to establish and enforce rules and regulations for the operations, design, equipment and inspection and licensing of ambulances; and to establish requirements for the operation and coordination of ambulances; to provide for violations of rules and regulations established hereunder exempting certain volunteer rescue squads from the provisions of this Act.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bill:

S. 1200. To amend the title and Section 1 of Act No. 602, H. 1162, Regular Session 1961 (Acts 1961, p. 713) which fixes the compensation of the coroner in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

RULE SUSPENDED

On motion of Mr. Stokes, Rule 4 (4), was suspended to allow passage of the bill, H. 973, being other than a local or general bill of local application.

Yeas 74; Nays 10.

Yeas:

Mr. Speaker	Connell	Jones (F)	Reynolds
Adams	Coshatt	King	St. John
Agee	Crawford	Lang	Smith (K)
Baker	Culver	Lutz	Smith (P)
Bank	Dill	McCluskey	Snell
Barkett	Downing	McDonald	Stewart
Bassett	Drake	Manley	Stokes
Benton	Easters	May	Straiton
Boutwell	Edwards	Meeks	Taylor
Bowers	Erdreich	Mims	Therrell
Brassell	Flippo	Naramore	Timmons
Callahan	Goodwin	Nettles	Turner
Carnes	Grainger	O'Daniel	Waldrop
Carter	Gray (F)	Owens	Warren
Casey	Grey (D)	Parker (H)	Weeks
Cauthen	Hale	Parker (T)	Williams
Cherner	Hardin	Perloff	Wood
Chesnut	Hearn	Reed (T)	Wynot
Collins	Hill		

Nays:

Messrs.:	Falkenburg	Jones (E)	Robertson
Cottingham	Gafford	McCorquodale	Slate
Doss	Gloor	Reid (R)	

—10

And the bill:

H. 973. To amend Title 34, Section 31, Code of Alabama, 1940, so as to provide that the Court may divest interest of either spouse in the homestead; that remarriage of the wife may terminate rights to alimony; that action to recover alimony must be commenced within five (5) years, and to repeal all conflicting laws.

Was taken up.

Mr. Stokes offered the following amendment to the bill:

Amend the headnote of H. B. 973 by changing the word "homestead" to "homeplace".

Further amend H. B. 973, Section one B, by changing the word "homestead" to "homeplace" and by changing the spelling of the word "spouce" to "spouse".

And the amendment was adopted.

Yeas 80; Nays 2.

Yeas:

Mr. Speaker	Crawford	Hill	Reynolds
Adams	Cross	Jones (E)	Roberts
Agee	Culver	Jones (F)	Robertson
Baker	Dill	King	St. John
Bank	Downing	Lang	Slate
Barkett	Drake	Lutz	Smith (K)
Bassett	Easters	McCluskey	Smith (P)
Benton	Edwards	McCorquodale	Snell
Boutwell	Ellis	Manley	Stewart
Bowers	Erdreich	May	Stokes
Brassell	Falkenburg	Meeks	Straiton
Callahan	Flipppo	Mims	Taylor
Carnes	Gafford	Naramore	Therrell
Carter	Goodwin	Nettles	Timmons
Casey	Grainger	O'Daniel	Waldrop
Cauthen	Gray (F)	Owens	Wallace
Chesnut	Grey (D)	Parker (T)	Warren
Collins	Hale	Perloff	Williams
Connell	Hardin	Reed (T)	Wood
Coshatt	Hearn	Reid (R)	Wynot

—80

Nays: Messrs. Cottingham and Parker (H).

—2

And the bill, H. 973, as thus amended:

H. 973. To amend Title 34, Section 31, Code of Alabama, 1940, so as to provide that the Court may divest interest of either spouse in the homeplace; that remarriage of the wife may terminate rights to alimony; that action to recover alimony must be commenced within five (5) years, and to repeal all conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 74; Nays 5.

Yeas:

Mr. Speaker	Coshatt	Hill	Reid (R)
Adams	Crawford	Jones (E)	Reynolds
Agee	Cross	Jones (F)	Roberts
Baker	Culver	King	St. John
Bank	Dill	Lang	Smith (K)
Barkett	Downing	Lutz	Smith (P)
Bassett	Drake	McCluskey	Snell
Benton	Easters	McDonald	Stewart
Boutwell	Edwards	Manley	Stokes
Bowers	Ellis	May	Straiton
Brassell	Falkenburg	Meeks	Taylor
Callahan	Flippo	Mims	Therrell
Carnes	Goodwin	Naramore	Timmons
Carter	Grainger	Nettles	Waldrop
Casey	Gray (F)	Owens	Warren
Cauthen	Gray (D)	Parker (T)	Williams
Chesnut	Hardin	Perloff	Wood
Collins	Harris	Reed (T)	Wynot
Connell	Hearn		

—74

Nays:

Messrs.:	Gloor	Parker (H)	Slate
Cottingham	McCorquodale		

—5

RULE SUSPENDED

On motion of Mr. Downing, Rule 4 (4), was suspended to allow passage of the bill, H. 2638, being other than a local or general bill of local application.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Reid (R)
Adams	Cross	Hobbie	Reynolds
Agee	Culver	Jackson	Roberts
Baker	Dill	Jones (F)	St. John
Bank	Doss	King	Slate
Barkett	Downing	Lang	Smith (K)
Bassett	Drake	Lutz	Smith (P)
Benton	Easters	McCluskey	Snell
Boutwell	Edwards	McCorquodale	Stewart
Bowers	Ellis	McDonald	Stokes
Brassell	Erdreich	Manley	Straiton
Callahan	Flippo	May	Therrell
Carnes	Gafford	Merrill	Timmons
Carter	Goodwin	Mims	Turner
Casey	Grainger	Naramore	Waldrop
Cauthen	Gray (F)	Nettles	Wallace
Cherner	Gray (D)	O'Daniel	Williams
Chesnut	Hale	Owens	Wise
Collins	Hardin	Perloff	Wood
Connell	Harris	Pruitt	Wynot
Cottingham	Hearn	Reed (T)	

—83

And the bill:

H. 2638. To provide for the creation, incorporation and operation of the Marine Environmental Sciences Consortium; to state the purposes for which the consortium is to be organized and to define its powers; to provide for the member institutions, officers and directors of the consortium; and to grant to the governing boards of the member institutions the authority to make contributions to the consortium.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Cross	Jones (E)	Reid (R)
Adams	Culver	Jones (F)	Reynolds
Agee	Dill	King	Roberts
Baker	Doss	Lang	St. John
Bank	Downing	Lutz	Slate
Barkett	Drake	McCluskey	Smith (K)
Bassett	Easters	McCorquodale	Smith (P)
Benton	Edwards	McDonald	Snell
Boutwell	Ellis	Manley	Stewart
Bowers	Erdreich	Mathews	Stokes
Brassell	Flippo	May	Straiton
Callahan	Gafford	Meeks	Therrell
Carnes	Goodwin	Merrill	Timmons
Carter	Grainger	Mims	Turner
Casey	Gray (F)	Naramore	Turnham
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (H)	Williams
Connell	Hearn	Perloff	Wood
Cottingham	Hill	Pruitt	Wynot
Crawford	Hobbie	Reed (T)	

—87

MOTION TO SUSPEND RULES LOST

The motion of Mr. Waggoner to suspend the rules in order to take up out of order the bill, H. 444, was lost, lacking a four-fifths vote.

Yeas 59; Nays 24.

Yeas:

Mr. Speaker	Cottingham	Hardin	Naramore
Adams	Crawford	Hearn	Nettles
Adwell	Doss	Hill	Owens
Agee	Downing	Hobbie	Parker (T)
Baker	Drake	Jackson	Reynolds
Bank	Easters	King	Smith (K)
Barkett	Edwards	Kinsey	Stubbs
Bassett	Ellis	Lang	Therrell
Benton	Erdreich	Lutz	Timmons
Boles	Falkenburg	McBride	Turner
Bowers	Flippo	McCluskey	Turnham
Cauthen	Gafford	McCorquodale	Waggoner
Cherner	Goodwin	McDonald	Wise
Collins	Gray (F)	May	Wynot
Connell	Hale	Meeks	

—59

Nays:

Messrs.:	Dill	Merrill	Stewart
Brassell	Fite	Perloff	Stokes
Carnes	Grainger	Pruitt	Straiton
Carter	Harris	Reid (R)	Waldrop
Casey	Jones (F)	St. John	Wallace
Chesnut	Manley	Slate	Wood
Cross			

—24

RESOLUTION

The following resolution was introduced:

By Mr. Turnham:

H. J. R. 218. WHEREAS, James W. and Virginia H. Goodwin have been loyal and devoted supporters of Auburn University for many years, contributing to the enrichment of the institution in many ways; and

WHEREAS, this devotion has been demonstrated by a recent gift which will enable the construction of a much-needed facility to house the University's 200-member band; and

WHEREAS, this outstanding act of philanthropy will add immeasurably to the morale and excellence of the University band as it makes its contribution to the thousands of persons who hear it each year; and

WHEREAS, Mr. Goodwin, who was a civil engineering graduate of Auburn University in the class of 1927, is a life member of the Auburn Alumni Association; and

WHEREAS, the Auburn University Board of Trustees has unanimously recommended the naming of this important facility for Mr. and Mrs. Goodwin, now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, that in recognition of the Goodwin's outstanding loyalty and dedication to Auburn University and the people of Alabama, that this building be designated, named and known as the Goodwin Building.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Mr. and Mrs. Goodwin and their daughter, Joy Elizabeth, so that they may know of this tribute to them.

On motion of Mr. Turnham, the rules were suspended and the resolution was adopted.

SPECIAL ORDER RESUMED

And the bill:

S. 807. (With Amendment): To amend Title 22, Section 199, Code of Alabama 1940, to further provide for the care of patients; nonresident patients; reports as to patients; and charges for treatment in tuberculosis hospitals by establishing the number of subsidized beds for indigent tuberculosis patients and further providing for operation of clinics for treatment and control of tuberculosis.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Health, said Committee amendment being as follows:

Amend Senate Bill 807, Section 1, line 13, by deleting "may change said allocation from time to time." and substituting therefore, "shall review said allocation not less frequently than annually and announce results of such review and adjustments in any allocation, such adjustments to become effective 60 days following said announcement; provided however, such 60 day waiting period is waived for the announcement of initial allocations for the fiscal year beginning the first day of October, 1971."

And the amendment was adopted.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hearn	Reid (R)
Adams	Cross	Jackson	Reynolds
Agee	Crowe	Jones (E)	Roberts
Bank	Culver	Jones (F)	St. John
Barkett	Dill	King	Slate
Bassett	Doss	Kinsey	Smith (K)
Boles	Downing	Lutz	Snell
Boutwell	Drake	McCluskey	Stewart
Bowers	Easters	McDonald	Stokes
Brassell	Edwards	Manley	Stubbs
Burgess	Ellis	May	Taylor
Callahan	Erdreich	Meeks	Therrell
Carnes	Fite	Merrill	Timmons
Carter	Flippo	Mims	Turner
Casey	Gafford	Naramore	Waggoner
Cauthen	Goodwin	Nettles	Waldrop
Cherner	Grainger	O'Daniel	Wallace
Chesnut	Gray (F)	Owens	Warren
Collins	Grey (D)	Perloff	Williams
Connell	Hale	Pruitt	Wise
Coshatt	Hardin	Reed (T)	Wynot
Cottingham	Headley		

—86

And the bill, S. 807, as thus amended, was read a third time at length and passed.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Carnes	Crowe	Gafford
Adams	Carter	Culver	Goodwin
Agee	Casey	Dill	Grainger
Bank	Cauthen	Doss	Gray (F)
Barkett	Cherner	Downing	Grey (D)
Bassett	Chesnut	Drake	Hale
Boles	Collins	Easters	Hardin
Boutwell	Connell	Edwards	Headley
Bowers	Coshatt	Ellis	Hearn
Brassell	Cottingham	Erdreich	Jackson
Burgess	Crawford	Fite	Jones (E)
Callahan	Cross	Flippo	Jones (F)

King	Naramore	St. John	Timmons
Kinsey	Nettles	Slate	Turner
Lutz	O'Daniel	Smith (K)	Waggoner
McCluskey	Owens	Snell	Waldrop
McDonald	Perloff	Stewart	Wallace
Manley	Pruitt	Stokes	Warren
May	Reed (T)	Stubbs	Williams
Meeks	Reid (R)	Taylor	Wise
Merrill	Reynolds	Therrell	Wynot
Mims	Roberts		

—86

And the bill:

S. 652. (With Amendment): To authorize the use of beds in tuberculosis sanatoria or tuberculosis hospitals receiving a State subsidy for tuberculosis treatment for general or special hospital purposes after licensure therefor and when such beds are not needed for treatment of tuberculosis.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Health, said Committee amendment being as follows:

Amend Senate Bill 652, Section 1, line 6, by deleting "general or special hospital treatment not necessarily related to tuberculosis," and substituting therefor, "a hospital as defined in Title 22, Section 204(42), Code of Alabama Recompiled 1958, as the same is or may be amended,"

And the amendment was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jones (E)	Reid (R)
Adams	Culver	Jones (F)	Reynolds
Baker	Doss	King	Roberts
Bank	Downing	Kinsey	St. John
Barkett	Drake	Lutz	Smith (K)
Bassett	Easters	McBride	Smith (P)
Boutwell	Edwards	McCluskey	Snell
Bowers	Ellis	McCorquodale	Stewart
Brassell	Erdreich	McDonald	Stokes
Burgess	Fite	Manley	Stubbs
Callahan	Flippo	May	Taylor
Carnes	Gafford	Meeks	Therrell
Carter	Goodwin	Merrill	Timmons
Casey	Grainger	Mims	Turner
Cauthen	Gray (F)	Nettles	Waggoner
Chesnut	Grey (D)	O'Daniel	Wallace
Collins	Hardin	Owens	Warren
Connell	Headley	Parker (T)	Williams
Cottingham	Hearn	Perloff	Wise
Crawford	Hill	Pruitt	Wynot
Cross	Jackson		

—82

And the bill, S. 652, as thus amended, was read a third time at length and passed.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Adams	Dill	Jones (E)	Reynolds
Agee	Doss	Jones (F)	Roberts
Bank	Downing	King	St. John
Barkett	Drake	Kinsey	Smith (K)
Bassett	Easters	Lutz	Smith (P)
Boutwell	Edwards	McBride	Snell
Bowers	Ellis	McCluskey	Stewart
Brassell	Erdreich	McCorquodale	Stokes
Burgess	Falkenburg	McDonald	Stubbs
Callahan	Fite	Manley	Taylor
Carnes	Flippo	Mathews	Therrell
Carter	Gafford	May	Timmons
Casey	Gloor	Meeks	Turner
Cauthen	Goodwin	Merrill	Waggoner
Cherner	Grainger	Mims	Waldrop
Chesnut	Grey (D)	Nettles	Wallace
Collins	Hardin	O'Daniel	Warren
Connell	Harris	Owens	Williams
Cottingham	Headley	Parker (T)	Wise
Crawford	Hearn	Perloff	Wynot
Cross	Hill	Pruitt	

—87

And the bill:

S. 23. To provide further for the management of the trial courts of the State and the continual improvement thereof; to establish a State Department of Court Management, to prescribe its powers, functions and duties; to provide for its officers and employees; to authorize such department to conduct studies, projects and functions designed to improve the administration of justice, the courts and continuing legal and judicial education and to authorize the use of the services of any member of the judiciary in connection therewith; to authorize county governing bodies to provide for or assist in providing for court management departments, projects and studies and to provide or assist in providing continuing legal and judicial education to judges and other court officers and employees; to place certain duties on the Chief Justice of the Alabama Supreme Court; and to make appropriations to carry out the provisions of this act.

Was read a third time at length and passed.

Yeas 85; Nays 5.

Yeas:

Mr. Speaker	Callahan	Crowe	Gafford
Adams	Carnes	Culver	Gloor
Adwell	Carter	Dill	Goodwin
Baker	Casey	Doss	Grainger
Bank	Cauthen	Downing	Gray (F)
Barkett	Cherner	Drake	Grey (D)
Bassett	Chesnut	Easters	Harris
Benton	Collins	Ellis	Headley
Boutwell	Connell	Erdreich	Hearn
Bowers	Coshatt	Falkenburg	Hill
Brassell	Cottingham	Fite	Jackson
Burgess	Cross	Flippo	Jones (E)

Jones (F)	Mathews	Reid (R)	Stubbs
King	Meeks	Reynolds	Taylor
Kinsey	Merrill	Roberts	Therrell
Lang	Mims	St. John	Timmons
Lutz	Nettles	Smith (K)	Turner
McBride	O'Daniel	Smith (P)	Wallace
McCluskey	Parker (H)	Snell	Williams
McCorquodale	Parker (T)	Stewart	Wise
McDonald	Reed (T)	Stokes	Wynot
Manley			

—85

Nays:

Messrs.:	Hardin	Pruitt	Warren
Crawford	Owens		

—5

MOTION TO SUSPEND RULE LOST

The motion of Mr. Bowers to suspend Rule 4(4) to allow passage of the bill, H. 2132, was lost, lacking a four-fifths vote.

Yeas 59; Nays 15.

Yeas:

Mr. Speaker	Cross	Hearn	Parker (T)
Adwell	Culver	Hill	Reid (R)
Bank	Dill	Jackson	Reynolds
Barkett	Downing	Jones (E)	Roberts
Bassett	Easters	Jones (F)	Robertson
Bowers	Edwards	King	St. John
Burgess	Ellis	Kinsey	Slate
Callahan	Falkenburg	McBride	Smith (K)
Carter	Flippo	McCorquodale	Stokes
Casey	Gafford	McDonald	Therrell
Cherner	Gloor	May	Timmons
Collins	Goodwin	Meeks	Weeks
CConnell	Grainger	Nettles	Williams
Coshatt	Hale	O'Daniel	Wise
Crawford	Headley	Owens	

—59

Nays:

Messrs.:	Drake	Manley	Smith (P)
Baker	Erdreich	Merrill	Stewart
Carnes	Fite	Parker (H)	Wallace
Crowe	Lutz	Pruitt	Wynot

—15

RULE SUSPENDED

On motion of Mr. Mims, Rule 4(4), was suspended to allow passage of the bill, H. 992, being other than a local or general bill of local application.

Yeas 80; Nays 2.

Yeas:

Mr. Speaker	Bank	Benton	Burgess
Adams	Barkett	Boutwell	Callahan
Adwell	Bassett	Brassell	Carnes

Carter	Falkenburg	Manley	Smith (K)
Casey	Flippo	Mathews	Smith (P)
Cauthen	Grainger	May	Snell
Chesnut	Gray (F)	Meeks	Stewart
Connell	Grey (D)	Merrill	Stokes
Coshatt	Hardin	Mims	Straiton
Cottingham	Headley	Nettles	Stubbs
Crawford	Hearn	O'Daniel	Taylor
Cross	Hill	Parker (T)	Therrell
Crowe	Jackson	Perloff	Timmons
Culver	King	Pruitt	Waldrop
Doss	Kinsey	Reed (T)	Wallace
Downing	Lutz	Reid (R)	Warren
Drake	McBride	Reynolds	Weeks
Easters	McCluskey	Roberts	Williams
Edwards	McCorquodale	Robertson	Wise
Ellis	McDonald	St. John	Wynot

—80

Nays: Messrs. Gafford and Slate.

—2

And the bill:

H. 992. To amend Code of Alabama 1940, Title 42, Section 7, so as to allow a parolee to be discharged from parole with credit for good conduct and faithful performance of duties while on parole.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 86; Nays 1.

Yeas:

Mr. Speaker	Crowe	King	Reed (T)
Adams	Culver	Kinsey	Reid (R)
Adwell	Doss	Lutz	Reynolds
Baker	Downing	McBride	Roberts
Bank	Drake	McCluskey	Robertson
Barkett	Easters	McCorquodale	St. John
Bassett	Edwards	McDonald	Smith (K)
Benton	Ellis	Manley	Smith (P)
Boutwell	Erdreich	Mathews	Snell
Brassell	Falkenburg	May	Stokes
Burgess	Fite	Meeks	Straiton
Callahan	Flippo	Merrill	Stubbs
Carnes	Gafford	Mims	Therrell
Carter	Goodwin	Naramore	Timmons
Casey	Grainger	Nettles	Waggoner
Cauthen	Gray (F)	O'Daniel	Wallace
Cherner	Grey (D)	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Coshatt	Headley	Parker (T)	Williams
Cottingham	Hearn	Perloff	Wise
Crawford	Hill	Pruitt	Wynot
Cross	Jackson		

—86

Nay: Mr. Slate.

—1

RULE SUSPENDED

On motion of Mr. Mims, Rule 4(4), was suspended to allow passage of the bill, H. 993, being other than a local or general bill of local application.

Yeas 83; Nays 1.

Yeas:

Mr. Speaker	Culver	King	Reid (R)
Adams	Doss	Kinsey	Reynolds
Adwell	Downing	Lutz	Roberts
Baker	Drake	McBride	Robertson
Barkett	Easters	McCluskey	St. John
Bassett	Edwards	McCorquodale	Slate
Benton	Ellis	McDonald	Smith (K)
Boles	Erdreich	Manley	Smith (P)
Boutwell	Falkenburg	Mathews	Snell
Brassell	Flippo	May	Stewart
Callahan	Goodwin	Meeks	Stokes
Carnes	Grainger	Merrill	Stubbs
Carter	Gray (F)	Mims	Taylor
Casey	Grey (D)	Naramore	Therrell
Cauthen	Hardin	Nettles	Timmons
Connell	Harris	O'Daniel	Wallace
Coshatt	Headley	Owens	Warren
Cottingham	Hearn	Parker (T)	Williams
Crawford	Hill	Perloff	Wise
Cross	Jackson	Pruitt	Wynot
Crowe	Jones (E)	Reed (T)	—83

Nay: Mr. Gafford.

—1

And the bill:

H. 993. To further amend Section 1 of Act No. 534, General Acts 1943, page 508, entitled "An Act to provide for deductions from penitentiary and hard labor sentences for good conduct;" to repeal Act No. 481, Acts of Alabama 1953, page 600, entitled "To provide for additional deductions from penitentiary and hard labor sentences as incentive to extra production" and to repeal all laws in conflict.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Grainger	Manley
Adams	Cottingham	Gray (F)	Mathews
Adwell	Cross	Grey (D)	May
Baker	Crowe	Hardin	Meeks
Barkett	Culver	Harris	Merrill
Bassett	Dill	Headley	Mims
Benton	Doss	Hearn	Naramore
Boles	Downing	Hill	Nettles
Boutwell	Drake	Jackson	O'Daniel
Brassell	Easters	Jones (E)	Owens
Callahan	Edwards	King	Parker (H)
Carnes	Ellis	Kinsey	Parker (T)
Carter	Erdreich	Lutz	Perloff
Casey	Falkenburg	McBride	Pruitt
Cauthen	Flippo	McCluskey	Reed (T)
Cherner	Gafford	McCorquodale	Reid (R)
Chesnut	Goodwin	McDonald	Reynolds

Roberts	Snell	Taylor	Warren
St. John	Stewart	Therrell	Williams
Slate	Stokes	Timmons	Wise
Smith (K)	Straiton	Wallace	Wynot
Smith (P)	Stubbs		

—86

And the bill:

S. 414. (With Amendment): To provide a Uniform Alabama Controlled Substances Act for preventing drug abuse and drug dependence, to standardize all laws in this state to be in conformity with the new Federal Comprehensive Drug Abuse Prevention and Control Act of 1970, and to repeal existing state statutes in conflict.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Health, said Committee amendment being as follows:

Amend S. 414 by adding to Section 201 thereof the following subsection to follow 201(e):

(f) The State Board of Health shall exclude any non-narcotic substance from a schedule if such substance may, under the Federal Food, Drug and Cosmetic Act, the Federal Comprehensive Drug Abuse Prevention and Control Act of 1970, and the law of this state be lawfully sold over the counter without a prescription.

And the amendment was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Dill	Jones (E)	Reed (T)
Adams	Doss	Jones (F)	Reid (R)
Agee	Downing	King	Reynolds
Barkett	Drake	Kinsey	Roberts
Bassett	Easters	Lutz	Slate
Benton	Edwards	McBride	Smith (K)
Boutwell	Ellis	McCluskey	Smith (P)
Brassell	Erdreich	McDonald	Stewart
Callahan	Falkenburg	Manley	Stokes
Carnes	Flippo	May	Straiton
Carter	Gafford	Meeks	Taylor
Casey	Gloor	Merrill	Therrell
Cauthen	Goodwin	Mims	Timmons
Chesnut	Grainger	Naramore	Turner
Collins	Grey (D)	Nettles	Waggoner
Connell	Hardin	O'Daniel	Warren
Coshatt	Harris	Parker (H)	Weeks
Cottingham	Headley	Parker (T)	Williams
Crawford	Hearn	Perloff	Wise
Cross	Hill	Pruitt	Wynot
Crowe	Jackson		

—82

Mr. Nettles offered the following amendment to the bill, S. 414, as amended:

Amend Section 401(a) of Senate Bill 414, Article IV, by adding thereto the following sentence after the figures "\$25,000":

"Except any person who possesses any marihuana for his personal use only is guilty of a misdemeanor and upon conviction for the offense shall be imprisoned in the county jail for not more than one (1) year, and in addition, shall be fined not more than \$1,000.00; but the penalties for the subsequent offenses relating to possession of marihuana shall be the same as specified in the first sentence of this Section 401(a)."

And the amendment was adopted.

Yeas 64; Nays 15.

Yeas:

Messrs.:	Cross	Hill	Perloff
Adams	Culver	Jones (E)	Pruitt
Agee	Doss	Jones (F)	Reed (T)
Bank	Downing	King	Reynolds
Bassett	Drake	Kinsey	St. John
Benton	Erdreich	Lutz	Slate
Boutwell	Falkenburg	McCluskey	Smith (K)
Brassell	Fite	McCorquodale	Smith (P)
Callahan	Flippo	McDonald	Straiton
Carter	Gloor	Manley	Stubbs
Cauthen	Goodwin	Meeks	Therrell
Chesnut	Grainger	Merrill	Timmons
Collins	Grey (D)	Mims	Turner
Connell	Hale	Nettles	Warren
Coshatt	Hardin	Owens	Weeks
Cottingham	Hearn	Parker (T)	Wynot
Crawford			

—64

Nays:

Mr. Speaker	Casey	Ellis	Naramore
Barkett	Crowe	Gafford	Parker (H)
Bowers	Dill	Headley	Stewart
Carnes	Easters	Hobbie	

—15

And the bill, S. 414, as thus amended, was read a third time at length and passed.

Yeas 87; Nays 1.

Yeas:

Mr. Speaker	Chesnut	Falkenburg	Kinsey
Adams	Collins	Fite	Lutz
Agee	Connell	Flippo	McCluskey
Baker	Coshatt	Gloor	McDonald
Bank	Cottingham	Goodwin	Manley
Barkett	Crawford	Grainger	May
Bassett	Cross	Grey (D)	Meeks
Benton	Crowe	Hale	Merrill
Boles	Culver	Hardin	Mims
Boutwell	Dill	Headley	Naramore
Bowers	Doss	Hearn	Nettles
Brassell	Downing	Hill	O'Daniel
Callahan	Drake	Hobbie	Owens
Carnes	Easters	Jackson	Perloff
Carter	Edwards	Jones (E)	Pruitt
Casey	Ellis	Jones (F)	Reed (T)
Cauthen	Erdreich	King	Reid (R)

Reynolds	Stewart	Therrell	Weeks
Roberts	Stokes	Turner	Williams
St. John	Straiton	Turnham	Wise
Smith (K)	Stubbs	Wallace	Wynot
Smith (P)	Taylor	Warren	

—87

Nay: Mr. Gafford.

—1

S. 177 TEMPORARILY CARRIED OVER

On motion of Mr. Cauthen, the bill, S. 177, was temporarily carried over.

And the bill:

S. 483. To further amend Act No. 422 of the 1951 Regular Session of the Legislature of Alabama, as amended; to regulate through licensure the business, occupation, or calling of real estate brokers, and real estate salesmen: defining terms; creating the Alabama Real Estate Commission, and prescribing the jurisdiction, authority, powers and duties thereof: fixing the qualifications of real estate brokers and real estate salesmen and prescribing the procedure for obtaining a license to engage in such business, occupation, or calling, providing for the suspension or revocation of licenses issued; providing penalties for violations of this Act or rules, regulations, and orders issued under the authority thereof; making appropriations; and repealing conflicting laws.

Was read a third time at length and passed.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hearn	Reynolds
Adams	Culver	Hill	Roberts
Agee	Dill	Hobbie	St. John
Bank	Doss	Jackson	Slate
Bassett	Downing	Jones (E)	Smith (P)
Benton	Drake	Jones (F)	Snell
Boutwell	Easters	King	Stewart
Bowers	Edwards	Lutz	Stokes
Brassell	Ellis	McCluskey	Straiton
Callahan	Erdreich	McCorquodale	Stubbs
Carnes	Falkenburg	McDonald	Taylor
Carter	Fite	Manley	Turner
Casey	Flippo	May	Waggoner
Cauthen	Goodwin	Merrill	Wallace
Chesnut	Grainger	Naramore	Weeks
Collins	Grey (D)	Nettles	Williams
Connell	Hale	O'Daniel	Wise
Cottingham	Hardin	Owens	Wood
Crawford	Harris	Pruitt	Wynot
Cross	Headley		

—78

BILLS INDEFINITELY POSTPONED

On motion of Mr. Downing, all House Bills pending on the Calendar at the end of the Thirty-fourth Legislative day were indefinitely postponed.

H. 2258 RECONSIDERED

Having voted on the prevailing side, Mr. Owens moved to reconsider the vote by which the motion to suspend Rule 4(4) to allow passage of the bill, H. 2258 was lost, and the motion was adopted.

Yeas 64; Nays 22.

Yeas:

Mr. Speaker	Cottingham	Jackson	Pruitt
Adams	Crawford	Jones (F)	Reed (T)
Agee	Crowe	King	Reynolds
Baker	Culver	Kinsey	Smith (K)
Bank	Downing	Lang	Smith (P)
Barkett	Drake	Lutz	Snell
Bassett	Easters	McCorquodale	Stewart
Benton	Edwards	Manley	Stokes
Bowers	Flippo	Mathews	Stubbs
Brassell	Grainger	May	Therrell
Burgess	Hale	Merrill	Turner
Carnes	Hardin	Naramore	Turnham
Casey	Headley	Nettles	Waldrop
Cauthen	Hearn	O'Daniel	Williams
Chesnut	Hill	Owens	Wise
Coshatt	Hobbie	Perloff	Wynot

—64

Nays:

Messrs.:	Cross	Fite	Slate
Adwell	Dill	McDonald	Straiton
Boles	Doss	Parker (H)	Taylor
Boutwell	Ellis	Parker (T)	Timmons
Carter	Erdreich	Robertson	Wallace
Cherner	Falkenburg	St. John	

—22

MOTION TO SUSPEND RULE LOST

The motion of Mr. Grainer to suspend Rule 4 (4), to allow passage of the bill, H. 2258, was lost, lacking a four-fifths vote.

Yeas 69; Nays 21.

Yeas:

Mr. Speaker	Coshatt	Hearn	Owens
Adams	Cottingham	Hill	Perloff
Agee	Crawford	Hobbie	Pruitt
Baker	Crowe	Jackson	Reynolds
Bank	Culver	Jones (F)	Robertson
Barkett	Dill	King	Smith (K)
Bassett	Downing	Kinsey	Smith (P)
Benton	Drake	Lang	Snell
Bowers	Easters	Lutz	Stokes
Brassell	Edwards	McCorquodale	Stubbs
Burgess	Flippo	Manley	Therrell
Callahan	Grainger	Mathews	Turnham
Carnes	Grey (D)	May	Waldrop
Casey	Hale	Merrill	Warren
Cauthen	Hardin	Naramore	Williams
Chesnut	Harris	Nettles	Wise
Collins	Headley	O'Daniel	Wynot
Connell			

—69

Nays:

Messrs.:	Cross	McDonald	Straiton
Adwell	Doss	Parker (H)	Taylor
Boles	Ellis	Parker (T)	Timmons
Boutwell	Erdreich	St. John	Turner
Carter	Falkenburg	Slate	Wallace
Cherner	Fite		

—21

MOTION TO RECESS LOST

The motion of Mr. Kinsey that the House recess until 7:00 p.m. was lost.

Yeas 31; Nays 61.

Yeas:

Mr. Speaker	Casey	Kinsey	Smith (P)
Adams	Cherner	McDonald	Turner
Agee	Cross	Meeks	Turnham
Barkett	Crowe	O'Daniel	Waldrop
Benton	Dill	Parker (T)	Wise
Brassell	Easters	Reid (R)	Wood
Callahan	Gloor	Slate	Wynot
Carnes	Hobbie	Smith (K)	

—31

Nays:

Messrs.:	Downing	Hill	Parker (H)
Adwell	Drake	Jackson	Pruitt
Baker	Edwards	Jones (F)	Reed (T)
Bank	Ellis	King	Reynolds
Bassett	Erdreich	Lang	Robertson
Boutwell	Falkenburg	Lutz	St. John
Bowers	Fite	McCluskey	Snell
Burgess	Flippo	Manley	Stokes
Cauthen	Gafford	Mathews	Straiton
Chesnut	Goodwin	May	Stubbs
Collins	Grainger	Merrill	Taylor
Connell	Hale	Mims	Timmons
Coshatt	Hardin	Naramore	Wallace
Cottingham	Harris	Nettles	Warren
Culver	Headley	Owens	Weeks
Doss	Hearn		

—61

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Jones (F) to suspend the rules in order to take up out of order the bill, H. 2408, was adopted.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Bassett	Casey	Culver
Adams	Boutwell	Cauthen	Dill
Adwell	Bowers	Cherner	Doss
Agee	Brassell	Collins	Downing
Bank	Callahan	Cottingham	Drake
Barkett	Carnes	Crowe	Easters

Edwards	Headley	Nettles	Stokes
Ellis	Hill	O'Daniel	Straiton
Falkenburg	Hobbie	Parker (T)	Taylor
Fite	Jackson	Perloff	Therrell
Flippo	Jones (F)	Reed (T)	Turner
Gafford	Lutz	Reynolds	Turnham
Gloor	McCluskey	Slate	Wallace
Goodwin	Manley	Smith (K)	Weeks
Grainger	Mathews	Smith (P)	Williams
Grey (D)	May	Snell	Wise
Hardin	Merrill	Stewart	Wood
Harris			

—69

And the bill:

H. 2408. To amend the title and Section 1 of Act No. 145, H. 199, Special Session 1964 (Acts 1964, p. 212) which authorizes housing authorities incorporated under the provisions of the Code of Alabama 1940, where the employees of said housing authorities are subject to the provisions of the merit system to enter into a contract for the services of a director and assistant director and fix the compensation thereof; empowers said director and the assistant director to act as liaison personnel between the cities, the Regional Director and to negotiate with citizens affected by the overall plan of Urban Redevelopment; designates such other duties as may be provided in said contract in order to expedite Title I of the Federal Housing Act of 1949, as amended, provides that said contract shall be approved by the Regional Director in certain counties classified on a population basis.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Cross	Harris	Reed (T)
Adams	Crowe	Headley	Reynolds
Adwell	Culver	Hill	Slate
Agee	Dill	Hobbie	Smith (K)
Bank	Doss	Jackson	Smith (P)
Barkett	Downing	Jones (F)	Snell
Bassett	Drake	King	Stewart
Boles	Easters	Lutz	Stokes
Boutwell	Edwards	McCluskey	Straiton
Bowers	Ellis	McDonald	Stubbs
Brassell	Falkenburg	Manley	Taylor
Callahan	Fite	Mathews	Therrell
Carnes	Flippo	May	Turner
Carter	Gafford	Meeks	Turnham
Casey	Gloor	Merrill	Wallace
Cherner	Grainger	O'Daniel	Warren
Collins	Grey (D)	Parker (T)	Weeks
Cottingham	Hardin	Perloff	Williams

—72

RULE SUSPENDED

On motion of Mr. Connell, Rule 4 (4), was suspended to allow passage of the bill, H. 2573, being other than a local or general bill of local application.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hill	Pruitt
Adams	Crawford	Hobbie	Reed (T)
Adwell	Cross	Jackson	Reynolds
Agee	Culver	Jones (F)	St. John
Baker	Dill	Kinsey	Slate
Bank	Doss	Lang	Smith (K)
Barkett	Downing	Lutz	Smith (P)
Bassett	Easters	McCluskey	Snell
Boles	Edwards	McCorquodale	Stokes
Boutwell	Ellis	McDonald	Straiton
Bowers	Erdreich	Manley	Taylor
Brassell	Fite	Mathews	Therrell
Callahan	Flippo	May	Turner
Carnes	Gloor	Meeks	Turnham
Carter	Goodwin	Merrill	Wallace
Casey	Grainger	Naramore	Warren
Chesnut	Hardin	O'Daniel	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wood
Coshatt			

—77

And the bill:

H. 2573. (With Substitute): To amend Act No. 265, Regular Session 1963 (Acts 1963, p. 696) which Act authorizes the incorporation of Airport Authorities, to provide for the number of members of the Board of Directors of such Authority, the manner in which they shall be elected and to provide for the term of office of the members of said Board of Directors, to authorize the acquisition by eminent domain, construction, installation, equipping, maintaining and operating sanitary and storm sewer systems, water, electric and gas systems, upon, adjacent to, in connection with or for the furtherance of the use of any airport, heliport, aircraft landing area or manufacturing, industrial or retail shopping area owned or operated by the Authority, to provide for the employment of security guards by such Authorities, to authorize any county, city or other political subdivision, public corporation, agency or instrumentality of this State to furnish at the request of such Authority fire and air crash equipment of all kinds and personnel to properly operate such equipment at any airport, heliport or aircraft landing area owned, operated or used in connection therewith by such Authority, to prohibit any county, city or town from requiring the payment of any tax or privilege license by any person, firm or corporation for the reasonable use of its public streets, roads or highways in going to or from any airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of such Authority, and to validate all contracts entered into or legal actions heretofore instituted by any de facto or de jure Authority organized under said Act No. 265, Regular Session 1963.

Was taken up.

The question, then, was on the adoption of the substitute reported by the Standing Committee on Local Government, said Committee substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 265, Regular Session 1963 (Acts 1963, p. 696) which Act authorizes the incorporation of Airport Authorities, to provide for

the number of members of the Board of Directors of such Authority, the manner in which they shall be elected and to provide for the term of office of the members of said Board of Directors: to specify the powers of each such Authority; to authorize the acquisition by eminent domain, construction, installation, equipping, maintaining and operating sanitary and storm sewer systems, water, electric and gas systems, if adequate sanitary or storm sewage systems, water, electric or gas systems are not available to the Airport Authority or to its tenants, upon, adjacent to, in connection with or for the furtherance of the use of any airport, heliport, aircraft landing area or manufacturing, industrial area owned or operated by the Authority; to provide for the employment of security guards by such Authorities; to authorize any county, city or other political subdivision, public corporation, agency or instrumentality of this State to furnish at the request of such Authority fire and air crash equipment of all kinds and personnel to properly operate such equipment at any airport, heliport or aircraft landing area owned, operated or used in connection therewith by such Authority and to validate all contracts entered into by any de facto or de jure Authority organized under said Act No. 265, Regular Session 1963.

Be It Enacted by the Legislature of Alabama:

Section 1. Sections 5, 7 and 9, respectively, of Act No. 265, Regular Session 1963 (Acts 1963, p. 696) which Act authorizes the incorporation of airport authorities, are each hereby amended to read, respectively, as follows:

"Section 5. Board of Directors of the Authority. Each Authority shall be governed by a board of directors of three or more members, selected as provided herein. If the sole authorizing subdivision is a county, the governing body of said county shall elect all members, the number of such members to be set out in the certificate of incorporation of said Authority. In all other cases, one member shall be elected by the governing body of each authorizing subdivision; one member shall be elected by the governing body of the county in which is located the principal office of the Authority specified in the certificate of incorporation if such county is not an authorizing subdivision; and one additional member shall be agreed to and elected by the governing bodies of all the authorizing subdivisions and the governing body of said county in which is located the principal office of the Authority specified in the certificate of incorporation. Each member elected by the governing body of one of the authorizing subdivisions shall be a resident of the authorizing subdivision by whose governing body he was elected, but the said additional member need only be a resident of the county in which is located the principal office of the Authority specified in the certificate of incorporation. In the event of a vacancy which continues for more than thirty days in the office of the said additional member to be elected by all governing bodies, then and in such event the Governor of Alabama shall, upon the request of any one of such governing bodies, appoint the said additional member. If the airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of the Authority is located in a county or counties other than the county which is, or in which is located, an authorizing subdivision, one additional member of said board shall be elected by the governing body of the county in which more than fifty per cent of the land used for such airport, heliport or aircraft landing area is located, such member to be a resident of such county. If such principal airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of the Authority is located in more than one county than the governing body of any county in which less than fifty per cent of such landing area is located may elect one member of the board of

directors of such Authority if the certificate of incorporation as filed or amended shall so provide, such member to be a resident of such county. No officer of the state or any county, city or town therein shall, while holding such office, be eligible to serve as a director. The term of office of each director shall be set out in the certificate of incorporation of said Authority, and such terms shall be staggered as set out in the certificate of incorporation, or in such certificate as amended, so that the term of one director shall expire each year. If any director resigns, dies or becomes incapable or ineligible to act as a director, a successor to serve the unexpired portion of his term shall be elected in the manner prescribed hereinabove by the governing body which elected the director whose unexpired term he is filling, and failing such election for a period of more than thirty days, shall be appointed by the Governor, upon the request of any such governing body. Directors shall be eligible for reelection.

A majority of the members of the board of directors shall constitute a quorum for the transaction of business but any meeting of such board may be adjourned from time to time by a majority of the directors present or may be so adjourned by a single director if such director is the only director present at such meeting. No vacancy in the membership of the board of directors shall impair the right of a quorum to exercise all the powers and duties of the Authority. The board of directors shall hold regular meetings on the second Tuesday in each month and at such other times as may be provided in the by-laws of the Authority; and such board may hold other meetings at any time and from time to time, provided that upon call of the chairman of the Authority or any two directors, a special meeting of the board must be held. Any matter on which the board of directors is authorized to act may be acted upon at any regular, special or called meeting. At the request of any director, the vote on any question before the board shall be taken by yeas and nays and entered upon the record. All proceedings of the board shall be reduced to writing by the secretary of the Authority, recorded in a well bound book and open to each director and to the public at all times. Copies of such proceedings, when certified by the secretary of the Authority under its seal, shall be received in all courts as evidence of the matters and things therein certified. Each director shall be reimbursed for expenses actually incurred by him in and about the performance of his duties. If the certificate of incorporation so provides each director shall also be compensated by the Authority in an amount not to exceed \$20.00 per month, at a rate authorized by the board and by the certificate but not to exceed \$10.00 for each board meeting attended by him. Any director of the Authority may be impeached and removed from office in the same manner and on the same grounds provided by Section 175 of the Constitution of Alabama and the general laws of the State for impeachment and removal of the officers mentioned in said Section 175."

"Section 7. Powers of the Authority—In General. The Authority shall have the following powers, together with all powers incidental thereto or necessary to the discharge thereof in corporate form: (1) to have succession by its corporate name for the duration of time (which may be in perpetuity) specified in its certificate of incorporation; (2) to sue and be sued in its own name in civil suits and actions, excepting actions in tort against the Authority; (3) to adopt and make use of a corporate seal and to alter the same at pleasure; (4) to adopt and alter by-laws for the regulation and conduct of its affairs and business; (5) to acquire, receive, take and hold, whether by purchase, gift, lease, or devise property of every description, whether real, personal or mixed, whether in one or more counties and whether within or without the corporate limits of any authorizing subdivision, and to manage said

property, and to develop any undeveloped property owned, leased or controlled by it; (6) to execute such contracts and other instruments and to take such other action as may be necessary or convenient to carry out the purposes of this Act or the exercise of any power granted hereunder; (7) to plan, establish, develop, acquire, construct, enlarge, improve, maintain, equip, operate, regulate and protect airports and air navigation facilities, whether in one or more counties and whether within or without the corporate limits of any authorizing subdivision, including the acquisition, construction, installation, equipment, maintenance and operation at, or in connection with or in furtherance of the use of such airports of sanitary and storm sewage systems and water, electric and gas systems, buildings, hangars and other facilities for airlines and the servicing of aircraft or for the comfort, use and accommodation of air travelers and the purchase and sale of supplies, goods and commodities as are incident to the operation of its airport properties; (8) to construct, acquire, establish, improve, extend, enlarge, reconstruct, equip, maintain, repair and operate heliports, aerial aircraft (by whatever name such may be known) landing, loading or storage areas and transportation terminals, whether in one or more counties and whether within or without the corporate limits of any authorizing subdivision; (9) to construct, acquire, establish, improve, extend, enlarge, reconstruct, equip, maintain and repair buildings, structures and facilities, suitable for use as manufacturing plants, industrial plants, exhibits, exhibitions or for the conduct of any lawful business, at or upon any airport, heliport or aircraft landing area owned or operated by such Authority, whether in one or more counties and whether within or without the corporate limits of any authorizing subdivision, and to lease or let such buildings, structures and facilities or any one or more of them to such tenant or tenants, for such term or terms, at such compensation or rental and subject to such provisions, limitations and conditions as the Authority may require or approve; (10) to furnish or supply upon any airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of the Authority, to persons and aircraft thereon, for reward or compensation, goods, commodities, area facilities and services convenient or useful to the owners, operators and users of aircraft, and to persons upon said aircraft, heliport or aircraft landing area, including, but without limiting the generality of the foregoing, food, lodging, shelter, lawful drinks, confections, reading matter, oil, gasoline, motors and aircraft, motor and aircraft parts and equipment, space in buildings, space for buildings and structures, and the services of mechanics, instructors and hostlers; (11) to confer upon individuals, firms, corporations or companies for reward or compensation the privilege or concession of supplying upon any airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of the Authority, all or any part of the goods, commodities, things, services and facilities in clause (10) of this section authorized to be supplied; (12) to acquire (by eminent domain and otherwise), establish, construct, expand, own, control, equip, improve, maintain, operate and regulate satellite airports or landing fields for the use of aircraft in the State whether in one or more counties and whether within or without the corporate limits of any authorizing subdivision; (13) to acquire by purchase, gift, devise, lease, eminent domain proceedings or otherwise, existing airports and air navigation facilities, whether in one or more counties and whether within or without the corporate limits of any authorizing subdivision, provided, however, that the Authority shall not acquire or take over any airport or air navigation facility owned or controlled by any county, city, town or public agency of the State, or any one or more thereof, without the consent of such county, city, town or public agency; (14) to issue interest bearing revenue bonds payable from the limited sources hereinafter referred to; (15)

to pledge for payment of such bonds any revenues and funds from which such bonds are made payable; (16) to make and enter into contracts, leases and agreements incidental to or necessary for the accomplishment of any purpose or purposes for which the Authority was organized; (17) to exercise the power of eminent domain in the manner and subject to the provisions of Title 19 of the Code of Alabama of 1940, as amended, with respect to any property, real, personal or mixed, whether in one or more counties and whether within or without the corporate limits of any authorizing subdivision, including air space, navigation easement, structures and obstructions to flights, and property already devoted to public use, that may be reasonably necessary for the construction, extension, maintenance, operation, protection, enlargement, improvement or preservation of an airport or airport facility or sanitary or storm sewage systems, water, electric and gas systems if adequate sanitary or storm sewage systems, water, electric and gas systems are not available to the Airport Authority and to it tenants, upon, adjacent to or in connection with or for the furtherance of the use of any airport, heliport, aircraft landing area, or other properties owned or operated by the Authority; (18) to appoint, employ, contract with and provide for the compensation of such officers, employees and agents, including engineers, attorneys, consultants, fiscal advisers and such other employees as the business of the Authority may require, including the power to fix working conditions by general rule and other conditions of employment and at its option to provide a system of disability pay, retirement compensation and pensions, or any of them, and to hire and fire servants, agents, employees and officers at will; (19) to fix, establish, collect and alter landing fees, tolls, rents and other charges for the use of any airport, heliport, landing area, buildings, structure, facility or other property owned or controlled by the Authority; (20) to make and enforce rules and regulations governing the use of any airport, heliport, landing area or airport facility owned or controlled by the Authority; (21) to provide for such insurance, including use and occupancy insurance, as the board may deem advisable; (22) to invest any funds of the Authority that the board may determine are not presently needed for its corporate purposes in any obligations which are direct general obligations of the United States of America or which are unconditionally guaranteed as to both principal and interest by the United States of America, or in bonds of this State or any county, city or town therein; (23) to cooperate with the state, any county, city, town, public corporation, agency, department or political subdivision of the state, and to make such contracts with them or any of them as the board may deem advisable to accomplish the purposes for which the Authority was established; (24) to sell and convey any of its properties that may have become obsolete or worn out or that may no longer be needed or useful; (25) to receive and accept grants for or in aid of the construction, extension, improvement, maintenance or operation of any airport, heliport or airport facility from the United States of America or any agency thereof, and from the State, any department or agency thereof and any political subdivision thereof, and to receive and accept money, property, labor or other things of value from any source whatever; (26) to purchase equipment and supplies necessary or convenient for the exercise of any power of the Authority; (27) to appoint, employ, contract with and provide for compensation of such security officers and guards as the Authority shall deem necessary for the protection of all facilities under the control or supervision of said Authority, and all persons using such facilities. (All such security officers shall be conservators of the peace, and shall have and exercise all powers and authorities of peace officers in this State); and (28) to enter into a management agreement or agreements with any county, city or town in the State for the management by the Authority of any airport,

heliport, air navigation facility, or other facility useful to the Authority, whether in one or more counties and whether within or without the corporate limits of any authorizing subdivision, upon such terms and conditions as may be mutually agreeable. Nothing herein shall be construed to authorize the acquisition by eminent domain of any real property or rights owned or held by railroads or utilities, both public or private."

"Section 9. Cooperation. For the purpose of aiding and cooperating with the Authority in the planning, development, undertaking, construction, extension, improvement or operation of airports, heliports and air navigation facilities, any county, city, town or other political subdivision, public corporation, agency or instrumentality of this State may, upon such terms and with or without consideration, as it may determine:

(a) Lend or donate money to the Authority;

(b) Provide that all or a portion of the taxes or funds available or to become available to it, or required by law to be used by it for airport purposes, shall be transferred or paid directly to the Authority as such funds become available to it;

(c) Cause water, sewer or drainage facilities, or any other facilities which it is empowered to provide, to be furnished adjacent to or in connection with such airports, heliports or air navigation facilities;

(d) Donate, sell, convey, transfer or lease to the Authority any land, property, franchise, grant, easement, license or lease, which it may own;

(e) Donate, sell, convey or lease any airport, airport property, heliport or heliport property, or any interest in any thereof owned by it, to the Authority;

(f) Donate, transfer, assign, sell or convey to the Authority any right, title or interest which it may have in any lease, contract, agreement, license or property;

(g) Furnish, dedicate, pave, repair, install, grade, regard, plan or re-plan streets, roads, roadways and walks from established streets or roads to such airport or air navigation facilities or abutting such airports or air navigation facilities; and

(h) Do any and all things, whether or not specifically authorized in this section and not otherwise prohibited by law, that are necessary or convenient to aid and cooperate with the Authority in the planning, undertaking, construction, or operation of airports, heliports and air navigation facilities.

(i) Furnish at the request of the Authority fire and air crash equipment of all kinds and personnel to properly operate such equipment at any airport, heliport or aircraft landing area owned, operated or under the jurisdiction of the Authority."

Section 2. Said Act No. 265, Regular Session 1963 (Acts 1963, p. 696) is further amended by adding Section 25 thereto as follows:

"Section 25. Validating contracts of Authority. All contracts entered into by any de facto or de jure authority organized under Act No. 265, Regular Session 1963 (Acts 1963, p. 696) are hereby validated."

Section 3. Effective date. This Act shall become effective immediately upon its passage and approval by the Governor or its otherwise becoming law.

And the substitute was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hobbie	Reed (T)
Adams	Crawford	Jackson	Reynolds
Adwell	Cross	Jones (F)	Roberts
Agee	Culver	Kinsey	St. John
Bank	Dill	Lang	Slate
Barkett	Doss	Lutz	Smith (K)
Bassett	Downing	McCluskey	Smith (P)
Boles	Easters	McCorquodale	Snell
Boutwell	Edwards	McDonald	Stokes
Bowers	Ellis	Manley	Straiton
Brassell	Erdreich	Mathews	Stubbs
Callahan	Fite	May	Taylor
Carnes	Flippo	Meeks	Therrell
Carter	Gloor	Merrill	Turner
Casey	Goodwin	Naramore	Turnham
Cherner	Grainger	Nettles	Wallace
Chesnut	Hardin	O'Daniel	Warren
Collins	Harris	Parker (T)	Weeks
Connell	Headley	Perloff	Williams
Coshatt	Hill	Pruitt	Wood

—80

And the bill, H. 2573, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Jackson	St. John
Adams	Crawford	Jones (F)	Slate
Adwell	Cross	Lang	Smith (K)
Agee	Culver	Lutz	Smith (P)
Bank	Dill	McCluskey	Snell
Barkett	Doss	McCorquodale	Stokes
Bassett	Downing	McDonald	Straiton
Boles	Easters	Manley	Stubbs
Boutwell	Edwards	Mathews	Taylor
Bowers	Ellis	May	Therrell
Brassell	Erdreich	Meeks	Turner
Callahan	Fite	Merrill	Turnham
Carnes	Flippo	Naramore	Waldrop
Carter	Gloor	O'Daniel	Wallace
Casey	Goodwin	Parker (T)	Warren
Cherner	Grainger	Perloff	Weeks
Chesnut	Hardin	Pruitt	Williams
Collins	Headley	Reed (T)	Wood
Connell	Hill	Reynolds	Wynot
Coshatt	Hobbie	Roberts	

—79

And the bill:

S. 946. To amend further Code of Alabama, 1940, Title 37, Section 557, which relates to the payment of municipal assessments for public improvements, amending such section in relation to the rate of interest to be paid when such assessments are paid in installments and the rate of interest to be paid on delinquent installments.

Was read a third time at length and passed.

Yeas 45; Nays 13.

Yeas:

Mr. Speaker	Ellis	McCluskey	St. John
Adams	Flipppo	McDonald	Slate
Agee	Goodwin	May	Smith (K)
Bank	Grainger	Merrill	Smith (P)
Brassell	Hale	Nettles	Snell
Callahan	Headley	O'Daniel	Stokes
Collins	Hill	Parker (T)	Stubbs
Cottingham	Hobbie	Perloff	Therrell
Culver	Jackson	Pruitt	Turner
Downing	Kinsey	Reid (R)	Turnham
Drake	Lutz	Reynolds	Williams
Easters			—45

Nays:

Messrs.:	Carnes	Fite	Parker (H)
Baker	Dill	Hardin	Straiton
Bassett	Doss	Naramore	Taylor
Boles	Erdreich		—13

RULE SUSPENDED

On motion of Mr. Reed (T), Rule 4 (4) was suspended to allow passage of the bill, H. 2241, being other than a local or general bill of local application.

Yeas 76; Nays 5.

Yeas:

Mr. Speaker	Doss	Jackson	St. John
Adams	Downing	Jones (F)	Slate
Agee	Drake	Kinsey	Smith (K)
Bank	Easters	Lutz	Smith (P)
Barkett	Edwards	McCluskey	Snell
Bassett	Ellis	McCorquodale	Stewart
Boutwell	Erdreich	McDonald	Straiton
Bowers	Falkenburg	May	Stubbs
Brassell	Fite	Meeks	Taylor
Carnes	Flipppo	Merrill	Therrell
Cauthen	Gafford	Nettles	Timmons
Cherner	Gloor	Parker (H)	Turner
Collins	Goodwin	Parker (T)	Turnham
Connell	Grainger	Perloff	Waldrop
Cottingham	Grey (D)	Pruitt	Wallace
Crawford	Hardin	Reid (T)	Warren
Crowe	Harris	Reid (R)	Weeks
Culver	Headley	Roberts	Williams
Dill	Hill	Robertson	Wise
			—76

Nays:

Messrs.:	Carter	Manley	Naramore
Baker	Cross		—5

And the bill:

H. 2241. (With Substitute) (With Amendment): To prohibit beating or flogging of convicts by prison officials, employees or other prisoners; to prohibit solitary confinement of prisoners; to prohibit all discrimination in clothing, feeding and housing of prisoners; and to establish a penalty for the violation of the provisions of this act.

Was taken up.

The question, then, was on the adoption of the substitute reported by the Standing Committee on Public Welfare, said Committee substitute being as follows;

A BILL
TO BE ENTITLED
AN ACT

To prohibit beating or flogging of convicts by prison officials, employees or other prisoners; to prohibit all discrimination in clothing, feeding and housing of prisoners; and to establish a penalty for the violation of the provisions of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. No beating, flogging or excessive punishment shall be inflicted on any convict by any prison official, employee of the State penal system, or any other person.

Section 2. There shall be no discrimination among prisoners in relation to clothing, feeding or housing.

Section 3. Any person who violates any of the provisions of this act shall be guilty of a felony, and, on conviction, shall be fined not less than \$1,000 and not more than \$5,000, and may be imprisoned in the state penitentiary for a period of not less than one year and not more than five years.

Section 4. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this act are repealed.

Section 6. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 58; Nays 13.

Yeas:

Messrs.:	Cauthen	Drake	Hardin
Adams	Cherner	Easters	Harris
Agee	Chesnut	Ellis	Hearn
Bank	Coshatt	Erdreich	Hill
Boutwell	Crowe	Flippo	Jones (F)
Bowers	Culver	Goodwin	King
Brassell	Dill	Grainger	Lutz
Carnes	Doss	Gray (F)	McCluskey
Carter	Downing	Grey (D)	McDonald

May	Reid (R)	Smith (P)	Waldrop	
Meeks	Reynolds	Snell	Warren	
Merrill	Robertson	Stewart	Williams	
Parker (H)	St. John	Taylor	Wood	
Parker (T)	Slate	Turner	Wynot	
Reed (T)	Smith (K)	Turnham		—58

Nays:

Messrs.:	Cottingham	Headley	Straiton	
Baker	Crawford	Jackson	Stubbs	
Burgess	Fite	Naramore	Timmons	
Connell	Gafford			—13

The question, then, was on the adoption of the amendment reported by the Standing Committee on Public Welfare, said Committee amendment being as follows:

Amend Substitute to H. B. 2241 by striking Section 3 and adding in lieu thereof the following:

"Section 3. Any person who violates any of the provisions of this act shall be guilty of a felony, and, on conviction, shall be fined not less than \$100.00 and not more than \$500.00, and may be imprisoned in the state penitentiary for a period of not less than one year and not more than two years."

And the amendment was adopted.

Yeas 64; Nays 8.

Yeas:

Messrs.:	Cross	McCluskey	St. John	
Adams	Culver	McCorquodale	Slate	
Agee	Dill	McDonald	Smith (K)	
Bank	Downing	Manley	Smith (P)	
Barkett	Easters	May	Snell	
Bassett	Ellis	Meeks	Stewart	
Boutwell	Erdreich	Merrill	Taylor	
Bowers	Flippo	Nettles	Turner	
Brassell	Goodwin	Owens	Turnham	
Callahan	Grainger	Parker (H)	Waldrop	
Carnes	Gray (F)	Parker (T)	Wallace	
Cauthen	Grey (D)	Pruitt	Warren	
Cherner	Hardin	Reed (T)	Weeks	
Chesnut	Hill	Reid (R)	Williams	
Collins	King	Reynolds	Wood	
Coshatt	Lutz	Robertson	Wynot	
Crawford				—64

Nays:

Messrs.:	Drake	Jackson	Straiton	
Baker	Harris	Naramore	Timmons	
Cottingham				—8

Mr. Reed (T) offered the following amendment to the bill, H. 2241, as amended:

Amendment to H. B. 2241

Amend H. B. 2241 by striking Section 3 and inserting the following:

"No prisoner will be placed in solitary confinement for more than 48 hours at a time and a 48 hour period of non-solitary confinement will precede any further solitary confinement."

Amend Section 1 after the words "or any other person" by adding the following:

"It shall be the duty of the prison officials to enforce all laws that are presently in effect relating to sexual abuses."

And the amendment was adopted.

Yeas 42; Nays 35.

Yeas:

Messrs.:	Coshatt	Meeks	Stewart
Adams	Cottingham	Merrill	Stokes
Agee	Culver	Nettles	Straiton
Bank	Downing	Parker (H)	Taylor
Boutwell	Drake	Parker (T)	Turner
Brassell	Ellis	Reed (T)	Turnham
Burgess	Erdreich	Reid (R)	Waldrop
Carnes	Gray (F)	Robertson	Warren
Cherner	Hill	Smith (K)	Wood
Collins	McCluskey	Smith (P)	Wynot
Connell	May	Snell	

—42

Nays:

Mr. Speaker	Cross	Headley	Perloff
Baker	Dill	Jackson	Pruitt
Barkett	Doss	Kinsey	Reynolds
Bassett	Easters	Lutz	St. John
Bowers	Gafford	McCorquodale	Slate
Carter	Goodwin	McDonald	Stubbs
Cauthen	Grainger	Manley	Therrell
Chesnut	Hardin	Naramore	Timmons
Crawford	Harris	Owens	

—35

H. 2241 TEMPORARILY CARRIED OVER

On motion of Mr. Connell, the bill, H. 2241, as amended, was temporarily carried over.

Yeas 51; Nays 14.

Yeas:

Mr. Speaker	Culver	King	Reynolds
Barkett	Dill	Kinsey	Roberts
Bassett	Downing	Lutz	Robertson
Boles	Drake	McCorquodale	Snell
Bowers	Easters	Manley	Stokes
Burgess	Goodwin	May	Straiton
Callahan	Grainger	Mims	Stubbs
Carter	Hale	Naramore	Taylor
Casey	Hardin	Nettles	Therrell
Cauthen	Harris	O'Daniel	Timmons
Collins	Headley	Parker (T)	Wise
Crawford	Hearn	Perloff	Wood
Cross	Jackson	Pruitt	

—51

Nays:

Messrs.:	Coshatt	Jones (F)	Smith (P)	
Boutwell	Crowe	Merrill	Waldrop	
Carnes	Erdreich	Parker (H)	Wynot	
Cherner	Gray (F)	Smith (K)		—14

And the bill:

S. 60. To amend Section 28 D, Act No. 91, 1969 Special Session of the Alabama Legislature, (Acts of 1969, p. 136) in order to provide that an appropriation for the fiscal year ending September 30, 1970, "For the construction of a school at Camden (Wilcox County High School)" be changed to read "For the construction of a school or schools in Wilcox County"; to make the provisions of this Act retroactive to the effective date of the original Act.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hearn	Roberts
Adams	Cross	Hill	Robertson
Agee	Crowe	Jackson	St. John
Baker	Culver	Jones (F)	Slate
Bank	Dill	King	Smith (K)
Barkett	Doss	Kinsey	Smith (P)
Bassett	Downing	Lutz	Snell
Benton	Drake	McCluskey	Stokes
Boutwell	Easters	McCorquodale	Straiton
Bowers	Edwards	McDonald	Taylor
Brassell	Ellis	Manley	Therrell
Burgess	Erdreich	May	Timmons
Callahan	Fite	Meeks	Turner
Carnes	Flipppo	Naramore	Turnham
Carter	Goodwin	O'Daniel	Waldrop
Casey	Grainger	Owens	Warren
Cauthen	Gray (F)	Parker (T)	Williams
Cherner	Grey (D)	Perloff	Wise
Chesnut	Hardin	Pruitt	Wood
Collins	Harris	Reid (R)	Wynot
Cottingham	Headley	Reynolds	

—83

And the bill:

S. 48. To repeal Sections 21, 22, 23, and 25 of Title 13, Code of Alabama 1940 and Section 7 of Act 987, Regular Session, 1969, all of which relate to the submission of cases in the appellate courts of the state.

Was read a third time at length and passed.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Barkett	Burgess	Chesnut
Adams	Bassett	Callahan	Collins
Adwell	Benton	Carnes	Coshatt
Agee	Boutwell	Carter	Cottingham
Baker	Bowers	Casey	Cross
Bank	Brassell	Cauthen	Crowe

Culver	Grey (D)	Meeks	Snell
Dill	Hale	Naramore	Stokes
Doss	Hardin	O'Daniel	Straiton
Downing	Harris	Owens	Taylor
Drake	Headley	Parker (T)	Therrell
Easters	Hearn	Perloff	Timmons
Edwards	Hill	Pruitt	Turner
Ellis	Jackson	Reynolds	Turnham
Erdreich	Jones (F)	Roberts	Wallace
Fite	Kinsey	Robertson	Warren
Flippo	Lutz	St. John	Williams
Gloor	McCluskey	Slate	Wise
Goodwin	McDonald	Smith (K)	Wood
Grainger	Manley	Smith (P)	Wynot
Gray (F)	May		

—82

And the bill:

S. 345. To provide that psychiatric services rendered in state mental hospitals and facilities shall be compensable in any policy or contract of insurance covering psychiatric services.

Was read a third time at length and passed.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hearn	Roberts
Adams	Cross	Hill	Robertson
Agee	Crowe	Jackson	St. John
Baker	Culver	Jones (F)	Slate
Bank	Dill	King	Smith (K)
Barkett	Doss	Kinsey	Smith (P)
Bassett	Downing	Lutz	Snell
Benton	Drake	McCluskey	Stokes
Boutwell	Easters	McCorquodale	Straiton
Bowers	Edwards	McDonald	Stubbs
Brassell	Ellis	Manley	Taylor
Burgess	Erdreich	May	Therrell
Callahan	Fite	Meeks	Timmons
Carnes	Flippo	Naramore	Turner
Carter	Gloor	O'Daniel	Turnham
Casey	Goodwin	Owens	Waggoner
Cauthen	Grainger	Parker (H)	Wallace
Cherner	Grey (D)	Parker (T)	Warren
Chesnut	Hale	Perloff	Weeks
Collins	Hardin	Pruitt	Williams
Coshatt	Harris	Reid (R)	Wise
Cottingham	Headley	Reynolds	Wynot

—88

And the bill:

S. 346. Relating to mental health; providing for the confidentiality of information, records, research data with mental health care delivery system; authorizing Commissioner of Mental Health to receive research data; prohibiting identification of persons and providing a penalty for violation.

Was read a third time at length and passed.

Yeas 72; Nays 10.

Yeas:

Mr. Speaker	Cross	Jackson	Roberts
Adams	Culver	Jones (F)	Robertson
Agee	Dill	Kinsey	Smith (K)
Baker	Downing	Lang	Smith (P)
Bank	Drake	Lutz	Snell
Barkett	Easters	McCluskey	Stokes
Bassett	Edwards	McDonald	Stubbs
Benton	Ellis	Manley	Taylor
Boutwell	Flippo	May	Therrell
Bowers	Goodwin	Naramore	Timmons
Brassell	Grainger	Nettles	Turner
Carnes	Grey (D)	O'Daniel	Turnham
Carter	Hale	Owens	Wallace
Casey	Hardin	Parker (T)	Warren
Chesnut	Harris	Perloff	Weeks
Collins	Headley	Pruitt	Williams
Coshatt	Hearn	Reid (R)	Wise
Cottingham	Hill	Reynolds	Wynot

—72

Nays:

Messrs.:	Crawford	Fite	Straiton
Cauthen	Crowe	St. John	Wood
Connell	Erdreich	Slate	

—10

And the bill:

S. 347. To amend Act No. 125, S. 86, Special Session 1909 (Acts 1909, p. 163), an act relating to the authority of a probate judge to expend monies in his charge for the support of minors or persons of unsound mind.

Was read a third time at length and passed.

Yeas 86; Nays 1.

Yeas:

Mr. Speaker	Coshatt	Headley	Perloff
Adams	Cottingham	Hearn	Pruitt
Adwell	Crawford	Hill	Reid (R)
Agee	Cross	Jackson	Reynolds
Baker	Culver	Jones (F)	Roberts
Bank	Dill	King	Robertson
Barkett	Doss	Kinsey	St. John
Bassett	Downing	Lang	Smith (K)
Benton	Easters	Lutz	Smith (P)
Boutwell	Edwards	McCluskey	Snell
Bowers	Ellis	McCorquodale	Stewart
Brassell	Erdreich	McDonald	Stokes
Carnes	Fite	Manley	Straiton
Carter	Flippo	May	Stubbs
Casey	Goodwin	Meeks	Therrell
Cauthen	Grainger	Naramore	Timmons
Cherner	Grey (D)	O'Daniel	Turner
Chesnut	Hale	Owens	Turnham
Collins	Hardin	Parker (H)	Waggoner
Connell	Harris	Parker (T)	Wallace

Warren	Williams	Wood	Wynot	
Weeks	Wise			—86

Nay: Mr. Slate. —1

And the bill:

S. 383. To amend the Title and Sections 1 and 2 of Act No. 756 enacted at the 1951 Regular Session of the Legislature of Alabama, as heretofore amended, so as to include pollution control facilities.

Was read a third time at length and passed.

Yeas 81; Nays 1.

Yeas:

Mr. Speaker	Culver	Jones (F)	St. John
Adams	Dill	King	Smith (K)
Adwell	Doss	Kinsey	Smith (P)
Agee	Downing	Lutz	Snell
Bank	Drake	McCluskey	Stewart
Barkett	Easters	McDonald	Stokes
Bassett	Edwards	Manley	Straiton
Benton	Ellis	May	Stubbs
Boutwell	Erdreich	Meeks	Taylor
Bowers	Fite	Merrill	Timmons
Brassell	Flippo	Naramore	Turner
Carnes	Goodwin	O'Daniel	Turnham
Carter	Grainger	Owens	Waggoner
Casey	Grey (D)	Parker (T)	Wallace
Cauthen	Hardin	Perloff	Warren
Collins	Harris	Pruitt	Weeks
Connell	Headley	Reed (T)	Williams
Coshatt	Hearn	Reid (R)	Wise
Cottingham	Hill	Reynolds	Wood
Crawford	Hobbie	Roberts	Wynot
Cross	Jackson		

—81

Nay: Mr. Stewart. —1

And the bill:

S. 384. To make further provisions with respect to public corporations, commonly referred to as industrial development boards, heretofore or hereafter organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as originally adopted or as at any time amended, so as to authorize each such public corporation to sell and issue its bonds for, and to acquire, construct, enlarge, improve, replace, equip, maintain, lease and dispose of, pollution control facilities.

Was read a third time at length and passed.

Yeas 81; Nays 2.

Yeas:

Mr. Speaker	Bassett	Brassell	Cauthen
Adwell	Benton	Carnes	Chesnut
Agee	Boutwell	Carter	Collins
Barkett	Bowers	Casey	Connell

Coshatt	Grey (D)	Merrill	Stokes
Cottingham	Hardin	Naramore	Straiton
Crawford	Harris	O'Daniel	Stubbs
Cross	Headley	Owens	Taylor
Dill	Hearn	Parker (T)	Therrell
Doss	Hill	Perloff	Timmons
Downing	Hobbie	Pruitt	Turner
Drake	Jones (F)	Reed (T)	Turnham
Easters	King	Reid (R)	Waggoner
Edwards	Kinsey	Reynolds	Wallace
Ellis	Lutz	Roberts	Warren
Erdreich	McCluskey	St. John	Weeks
Fite	McDonald	Slate	Williams
Flippo	Manley	Smith (K)	Wise
Gafford	May	Smith (P)	Wood
Goodwin	Meeks	Snell	Wynot
Grainger			—81

Nays: Messrs. Crowe and Stewart.

—2

RESOLUTION

The following resolution was introduced:

By Messrs. Falkenburg, Ellis, Bowers, Meeks, Waggoner, Boutwell, McBride, Weeks, Gloor, Doss, Erdreich, Parker (H), Timmons, Dill, Wallace and Gafford:

H. J. R. 219. MOURNING THE DEATH OF FORMER CONGRESSMAN GEORGE HUDDLESTON, JR.

WHEREAS, death has come to George Huddleston, Jr. who served this state with distinction in the United States Congress from 1955 to 1965; and

WHEREAS, Mr. Huddleston was educated in the schools of the state having graduated from Birmingham Southern and the University of Alabama School of Law. He was a member of Phi Beta Kappa honorary scholastic fraternity; and

WHEREAS, Mr. Huddleston served with honor in the United States Navy for four years; he was overseas for thirty months during World War II, and was in the thick of action in many of the South Pacific campaigns; he held the rank of Commander in the United States Naval Reserve; and

WHEREAS, Mr. Huddleston served as Deputy Circuit Solicitor in the Tenth Judicial Circuit as an Assistant United States District Attorney and at the time of his death was associated with North American-Rockwell Company in Washington, D. C.; and

WHEREAS, Mr. Huddleston was active in church, civic and veterans affairs in the State, in Jefferson County, and in Birmingham; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we note with profound regret the passing of former Congressman George Huddleston Jr., and pay this tribute to his memory. We mourn his death and collectively and individually extend our sincere sympathy to his wife, his three children and his mother;

BE IT RESOLVED FURTHER, That a copy of this resolution shall be sent to the members of Mr. Huddleston's family.

Under the provisions of Joint Rule 12, the Clerk was instructed to hold the resolution, H. J. R. 219, on the Clerk's desk for one legislative day.

S. 177 POSTPONED

On motion of Mr. Cauthen, the bill, S. 177, having been temporarily carried over, was postponed to the Thirty-fifth Legislative Day.

MOTION TO RECESS LOST

Mr. Slate moved that the House recess until 7:15 p. m.

The substitute motion of Mr. Robertson that the House recess until 6:30 p. m., was lost.

Yeas 6; Nays 84.

Yeas:

Messrs.:	Benton	Dill	Smith (K)	
Bassett	Culver	Robertson		—6

Nays:

Mr. Speaker	Cross	Hobbie	Pruitt	
Adams	Crowe	Jackson	Reid (R)	
Adwell	Doss	Jones (E)	Reynolds	
Agee	Downing	Jones (F)	Roberts	
Baker	Drake	King	St. John	
Bank	Easters	Kinsey	Slate	
Barkett	Edwards	Lang	Smith (P)	
Boles	Ellis	Lutz	Snell	
Boutwell	Erdreich	McCluskey	Stewart	
Bowers	Falkenburg	McCorquodale	Straiton	
Brassell	Flippo	McDonald	Stubbs	
Callahan	Gafford	Manley	Taylor	
Carnes	Gloor	May	Therrell	
Carter	Goodwin	Merrill	Timmons	
Casey	Grainger	Naramore	Turner	
Cauthen	Gray (F)	Nettles	Waldrop	
Cherner	Grey (D)	O'Daniel	Warren	
Chesnut	Hale	Owens	Weeks	
Coshatt	Harris	Parker (H)	Williams	
Cottingham	Hearn	Parker (T)	Wood	
Crawford	Hill	Perloff	Wynot	

—84

The question, then, was on the motion that the House recess until 7:15 p. m., and the motion was lost.

Yeas 42; Nays 56.

Yeas:

Mr. Speaker	Cauthen	Falkenburg	Hobbie
Adams	Collins	Flippo	Jackson
Agee	Connell	Gloor	Kinsey
Barkett	Coshatt	Grainger	Lutz
Bassett	Crowe	Hardin	McCluskey
Brassell	Easters	Headley	McDonald
Carnes	Edwards	Hill	O'Daniel

Owens	St. John	Snell	Wallace
Parker (T)	Slate	Stubbs	Williams
Pruitt	Smith (K)	Turnham	Wise
Robertson	Smith (P)		

—42

Nays:

Messrs.:	Culver	Jones (E)	Reid (R)
Adwell	Dill	Jones (F)	Reynolds
Baker	Doss	King	Roberts
Bank	Downing	Lang	Stewart
Benton	Drake	McCorquodale	Straiton
Boutwell	Ellis	Manley	Taylor
Bowers	Erdreich	Mathews	Therrell
Burgess	Gafford	May	Timmons
Callahan	Goodwin	Merrill	Turner
Carter	Gray (F)	Mims	Waldrop
Casey	Grey (D)	Naramore	Warren
Cherner	Hale	Nettles	Weeks
Chesnut	Harris	Parker (H)	Wood
Cottingham	Hearn	Perloff	Wynot
Crawford			

—56

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has non-concurred in the House amendment to the bill:

S. 250. To provide that certain school bus drivers, mechanics, and maintenance workers in any public school or public college within the State may become members of the Teachers' Retirement System of Alabama and shall receive benefits provided under the provisions of the Code of Alabama, 1940, Title 52, Chapter 14, as amended; to place the duty of collecting the employees' contributions to the Teachers' Retirement System on the County and City Board of Education or the governing body of any public school employing such bus drivers, mechanics and maintenance workers, and also the duty of remitting to the Secretary-Treasurer of the Teachers' Retirement System of Alabama the employees' contributions; to provide for payment of employer contributions as necessary and providing for prior service for such school bus drivers, mechanics and maintenance workers out of funds in the Alabama Special Educational Trust Fund, and to make an appropriation to carry out the provisions of this Act.

and requests Committee on Conference.

The President and Presiding Officer of the Senate appointed as Conferrees on part of the Senate Messrs. Cooper, Lindsey and McLain.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Warren, the House acceded to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 250.

And the Speaker named as a Committee of Conference on the part of the House Messrs. Warren, Bassett and Bank.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Cooper, Malone, Hawkins, Vacca, Clark, Givhan and Noonan:

S.J.R. 70. Creating a Health Study Commission.

McDOWELL LEE,
Secretary.

MOTION TO SUSPEND RULES LOST

The motion of Mr. Bank to suspend the rules and bring up for immediate consideration the above and foregoing resolution, S. J. R. 70, was lost, lacking a four-fifths vote.

Yeas 41; Nays 20.

Yeas:

Messrs.:	Cross	Hardin	Reynolds
Bank	Crowe	Hill	Robertson
Bassett	Culver	Jackson	St. John
Carnes	Doss	King	Slate
Carter	Downing	McCluskey	Smith (K)
Casey	Edwards	May	Stewart
Cauthen	Erdreich	Naramore	Stokes
Cherner	Flippo	O'Daniel	Taylor
Chesnut	Gafford	Parker (T)	Timmons
Coshatt	Goodwin	Reid (R)	Waggoner
Cottingham	Grey (D)		

—41

Nays:

Mr. Speaker	Dill	Lutz	Perloff
Boles	Ellis	McCorquodale	Pruitt
Boutwell	Hobbie	Manley	Stubbs
Burgess	Jones (E)	Merrill	Therrell
Connell	Lang	Parker (H)	Wallace

—20

REFERRED TO RULES

The resolution, S. J. R. 70 was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Clark:

S. J. R. 103. LEGISLATIVE EXPENSE.

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING that the Secretary of the Senate and the Clerk of the House, the Assistant Secretary of the Senate, and the Chief Clerk of the House, each be allowed an additional expense allowance of Two Hundred dollars (\$200.00) per month.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The S. J. R. 103 set out in the above and foregoing Message from the Senate was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2317. To amend Section 11 of Act No. 674 of the 1961 Regular Session of the Legislature so as to increase the fee charged for an inspection marker for motor vehicles and to provide for the disposition of the proceeds therefrom.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Drake, the House concurred in and adopted the Senate amendment to the bill, H. 2317, said Senate amendment being as follows:

Amend H. B. 2317, Section 1, by striking out the words and figures "six dollars (\$6.00)" wherever they appear and substituting in lieu thereof "twelve dollars (\$12.00)".

Yeas 44; Nays 23.

Yeas:

Mr. Speaker	Crawford	Hobbie	Robertson
Agee	Cross	Jackson	St. John
Barkett	Culver	Jones (E)	Stokes
Boles	Downing	King	Stubbs
Boutwell	Drake	Lutz	Waggoner
Burgess	Easters	McCorquodale	Waldrop
Carnes	Edwards	May	Wallace
Carter	Gloor	Merrill	Weeks
Casey	Grainger	Nettles	Williams
Connell	Hale	O'Daniel	Wise
Cottingham	Headley	Pruitt	Wood

—44

Nays:

Messrs.:	Cherner	Doss	Goodwin
Bassett	Crowe	Erdreich	Hardin
Callahan	Dill	Gafford	Harris

Jones (F)
McCluskey
McDonald

Mims
Parker (H)
Perloff

Reid (R)
Reynolds
Slate

Taylor
Timmons
Warren

—23

And the bill, H. 2317, as amended by the Senate amendment, was again read at length and passed.

Yeas 45; Nays 19.

Yeas:

Mr. Speaker
Agee
Barkett
Boles
Burgess
Carnes
Carter
Cauthen
Connell
Coshatt
Cottingham
Crawford

Cross
Culver
Downing
Drake
Easters
Edwards
Flippo
Grainger
Grey (D)
Hale
Hardin

Headley
Hobbie
Jones (E)
Lang
Lutz
McCorquodale
May
Merrill
Nettles
O'Daniel
Parker (T)

Perloff
Pruitt
Robertson
Stokes
Stubbs
Therrell
Turner
Waldrop
Williams
Wise
Wood

—45

Nays:

Messrs.:
Bassett
Boutwell
Callahan
Cherner

Crowe
Dill
Doss
Erdreich
Falkenburg

Gafford
Goodwin
Jones (F)
Naramore
Reid (R)

Reynolds
Slate
Taylor
Timmons
Warren

—19

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2062. To amend Section 2 of Act No. 590 adopted at the 1939 Regular Session of the Legislature of Alabama, as amended, so as to increase the rate of the tax levied in said act to nine cents per gallon.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Drake, the House concurred in and adopted the Senate amendment to the bill, H. 2062, said Senate amendment being as follows:

Amend the title and Section 1 of House Bill 2062 by striking therefrom the word "nine" wherever it appears and substitute in lieu thereof the word "eight".

Yeas 80; Nays 6.

Yeas:

Mr. Speaker
Adams

Adwell
Agee

Bank
Barkett

Bassett
Benton

Boutwell	Downing	Hobbie	Reed (T)
Brassell	Drake	Jackson	Reynolds
Burgess	Easters	Jones (E)	Roberts
Callahan	Edwards	King	Robertson
Carnes	Ellis	Lang	St. John
Carter	Erdreich	Lutz	Smith (K)
Casey	Falkenburg	McCluskey	Smith (P)
Cauthen	Flippo	McCorquodale	Stokes
Cherner	Gafford	McDonald	Stubbs
Chesnut	Goodwin	Manley	Therrell
Connell	Grainger	Mathews	Timmons
Coshatt	Grey (D)	May	Turner
Cottingham	Hale	Merrill	Turnham
Crawford	Hardin	Naramore	Waldrop
Cross	Harris	Nettles	Weeks
Crowe	Headley	O'Daniel	Williams
Culver	Hearn	Perloff	Wise
Doss	Hill	Pruitt	Wood

—80

Nays:

Messrs.:	Jones (F)	Slate	Wallace
Dill	Parker (H)	Taylor	

—6

And the bill:

H. 2062. To amend Section 2 of Act No. 590 adopted at the 1939 Regular Session of the Legislature of Alabama, as amended, so as to increase the rate of the tax levied in said act to eight cents per gallon.

As amended by the Senate amendment, was again read at length and passed.

Yeas 69; Nays 16.

Yeas:

Mr. Speaker	Cottingham	Harris	Perloff
Adams	Crawford	Headley	Pruitt
Agee	Cross	Hearn	Reed (T)
Bank	Crowe	Jones (E)	Roberts
Barkett	Culver	King	Robertson
Bassett	Downing	Lang	St. John
Benton	Drake	Lutz	Smith (K)
Boles	Easters	McCluskey	Smith (P)
Brassell	Edwards	McCorquodale	Stokes
Burgess	Ellis	McDonald	Stubbs
Callahan	Falkenburg	Manley	Therrell
Carnes	Flippo	Mathews	Turner
Carter	Goodwin	May	Turnham
Casey	Grainger	Merrill	Waldrop
Cauthen	Grey (D)	Naramore	Wallace
Chesnut	Hale	Nettles	Williams
Connell	Hardin	O'Daniel	Wood
Coshatt			

—69

Nays:

Messrs.:	Doss	Jones (F)	Slate
Baker	Erdreich	Kinsey	Taylor
Boutwell	Gafford	Parker (H)	Timmons
Cherner	Jackson	Reynolds	Wise
Dill			

—16

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 324. To amend Act No. 755, H. 49, Regular Session 1967, approved September 8, 1967 (Acts, 1967, p. 1609) which relates to supernumerary tax collectors, tax assessors, license commissioners, or other elected officials charged with the assessment and/or collection of ad valorem taxes in the various counties of the State; amending such Act relative to the required prior service, and to prescribe repayment of contributions in certain instances.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Turnham, the House concurred in and adopted the Senate amendment to the bill, H. 324, said Senate amendment being as follows:

At the end of subsection (b) of Section 1 of the bill, delete the period and insert the following:

“; or”

Immediately before the last paragraph of Section 1, insert the following:

“(c) Who has served 18 years as a county official for any county of Alabama, the last 6 or more years as tax collector, tax assessor or license commissioner, and prior thereto, at least 12 years as county service commissioner for the Department of Veterans Affairs, and who is not less than 60 years of age or who has become permanently and totally disabled, proof of such disability being made by certificate of three reputable physicians, may elect to become a supernumerary tax collector, tax assessor, license commissioner or other elected official by filing a written declaration to that effect with the Governor of the State of Alabama. If the Governor shall find that any such declarant is qualified under this subsection, a commission as supernumerary tax collector, tax assessor or license commissioner, as the case may be, for the county in which he has served shall be issued to the declarant.”

In Section 4, as amended by the bill, insert immediately before the next to last sentence, the following words:

“Any person desiring to come under the provisions of this act pursuant to subsection (c) of this act, shall pay to the county such proportionate sum as to equal the amount he would have been required to pay if he were employed as a tax collector, tax assessor, license commissioner or other elected official charged with the assessment and/or collection of any ad valorem taxes of the county.”

Yeas 87; Nays 0.

Yeas:

Mr. Speaker
Adams

Adwell
Agee

Bank
Barkett

Bassett
Benton

Boles	Doss	Jones (F)	Robertson
Boutwell	Downing	King	St. John
Brassell	Drake	Kinsey	Slate
Burgess	Easters	Lang	Smith (K)
Callahan	Edwards	Lutz	Smith (P)
Carnes	Ellis	McCluskey	Stewart
Carter	Erdreich	McCorquodale	Stokes
Casey	Falkenburg	McDonald	Stubbs
Cauthen	Flippo	Manley	Taylor
Cherner	Gafford	Merrill	Therrell
Chesnut	Goodwin	Mims	Timmons
Collins	Grainger	Naramore	Turner
Connell	Hale	Nettles	Turnham
Coshatt	Hardin	O'Daniel	Waggoner
Cottingham	Harris	Owens	Wallace
Crawford	Headley	Parker (H)	Warren
Cross	Hearn	Pruitt	Williams
Crowe	Hill	Reid (R)	Wise
Culver	Jackson	Reynolds	Wood
Dill	Jones (E)	Roberts	

—87

And the bill, H. 324, as amended by the Senate amendment was again read at length and passed.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Reynolds
Adams	Cross	Hobbie	Roberts
Adwell	Culver	Jackson	Robertson
Agee	Dill	Jones (E)	St. John
Baker	Doss	Jones (F)	Slate
Barkett	Downing	King	Smith (K)
Bassett	Drake	Kinsey	Smith (P)
Benton	Easters	Lang	Stewart
Boles	Edwards	Lutz	Stokes
Boutwell	Ellis	McCluskey	Stubbs
Brassell	Erdreich	McCorquodale	Taylor
Burgess	Falkenburg	McDonald	Therrell
Callahan	Flippo	Manley	Timmons
Carnes	Gafford	Merrill	Turnham
Carter	Goodwin	Naramore	Waggoner
Casey	Grainger	Nettles	Waldrop
Cauthen	Gray (F)	O'Daniel	Wallace
Cherner	Hale	Parker (H)	Warren
Chesnut	Hardin	Parker (T)	Weeks
Collins	Harris	Pruitt	Williams
Connell	Headley	Reed (T)	Wise
Coshatt	Hearn	Reid (R)	Wood
Cottingham			

—89

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 37. To provide for the cost of and establish the procedure for obtaining an annual resident state hunting license.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Drake, the House concurred in and adopted the Senate amendment to the bill, H. 37, said Senate amendment being as follows:

Amend House Bill 37 as follows:

Delete the words "six dollars" and the figure "\$6" on line 13 of Section 1 and add in lieu thereof the following: "five dollars" and the figure "\$5)".

Delete the words "three dollars" and the figure "\$3)" on line 17 of Section 1 and add in lieu thereof the following: "two dollars and fifty cents" and the figures "\$2.50)".

Yeas 79; Nays 5.

Yeas:

Mr. Speaker	Coshatt	Hardin	Robertson
Adams	Cottingham	Harris	St. John
Adwell	Crawford	Headley	Slate
Agee	Cross	Hill	Smith (K)
Barkett	Crowe	Jackson	Stewart
Bassett	Culver	Jones (E)	Stokes
Benton	Dill	Jones (F)	Stubbs
Boles	Doss	King	Taylor
Boutwell	Downing	McCluskey	Therrell
Brassell	Drake	McCorquodale	Timmons
Burgess	Easters	McDonald	Turner
Callahan	Edwards	Manley	Turnham
Carnes	Ellis	Merrill	Waggoner
Carter	Erdreich	Mims	Waldrop
Casey	Falkenburg	Naramore	Wallace
Cauthen	Flippo	O'Daniel	Warren
Cherner	Gafford	Pruitt	Williams
Chesnut	Goodwin	Reid (R)	Wise
Collins	Grainger	Reynolds	Wood
Connell	Hale	Roberts	—79

Nays:

Messrs.:	Kinsey	Parker (H)	Smith (P)
Baker	Lutz		—5

And the bill, H. 37, as amended by the Senate amendment was again read at length and passed.

Yeas 79; Nays 7.

Yeas:

Mr. Speaker	Boutwell	Connell	Drake
Adams	Brassell	Coshatt	Easters
Adwell	Burgess	Cottingham	Edwards
Agee	Callahan	Crawford	Ellis
Baker	Carnes	Cross	Falkenburg
Bank	Carter	Crowe	Flippo
Barkett	Casey	Culver	Goodwin
Bassett	Cauthen	Dill	Grainger
Benton	Chesnut	Doss	Hale
Boles	Collins	Downing	Hardin

Harris	McDonald	Robertson	Timmons
Headley	Manley	St. John	Turner
Hill	Merrill	Slate	Turnham
Jackson	Mims	Smith (K)	Waggoner
Jones (E)	Naramore	Smith (P)	Wallace
Jones (F)	O'Daniel	Stewart	Warren
King	Parker (T)	Stokes	Williams
Lutz	Pruitt	Stubbs	Wise
McCluskey	Reid (R)	Taylor	Wood
McCorquodale	Roberts	Therrell	—79

Nays:

Messrs.:	Erdreich	Kinsey	Reynolds
Cherner	Gafford	Parker (H)	Waldrop
			—7

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 39. To amend Section 38 of Title 8 of the Code of Alabama of 1940 so as to provide an increase in amount for resident annual state fishing license and to provide for a resident annual county hook and line fishing license.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Drake, the House concurred in and adopted the Senate substitute to the bill, H. 39, said Senate substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

To amend Section 38 of Title 8 of the Code of Alabama of 1940, as amended, which pertains to the method of obtaining and cost of resident state fishing licenses.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 38 of Title 8 of the Code of Alabama 1940, as amended, shall be and is hereby further amended to read as follows:

"Section 38. Resident state fishing licenses.—Any person who has been a bona fide resident of this state for a period of not less than ninety days next preceding and who is between the ages of sixteen and sixty-five shall not take, catch, kill or attempt to take, catch or kill any fish in any of the waters of this state, in which fresh water fish appear, by angling with rod and reel or by use of any artificial bait, fly or lure without first procuring an annual state fishing license and paying therefor the sum of three dollars. No resident of this state between the ages of sixteen and sixty-five shall take, catch, kill or attempt to take, catch or kill any fish in any waters of this state, in which fresh water fish appear, by angling with a hook and line without first procur-

ing an annual state fishing license and paying therefor the sum of one dollar. Any resident who procures a rod and reel license, however, shall be entitled to fish with a hook and line without the necessity of procuring an additional license. These licenses shall be issued in the manner and under the conditions, limitations and exemptions as expressly provided for in this section.

"Such fishing licenses shall not be transferable and it shall be unlawful to borrow, lend or alter any such fishing license or for any license-issuing officer to back-date any such license at the time of issuing same.

"Any citizen of this state who is entitled to purchase a fishing license as herein provided for may procure such license by applying to any judge of probate, license commissioner or other persons authorized and designated to issue fishing licenses, stating his or her name, age, color, place of residence and post office address and paying to such issuing officer the amount required herein for such license. Judges of probate, license commissioners or other persons authorized and designated to issue fishing licenses shall be entitled to a fee of twenty-five cents (25¢) for each license so issued, which fee shall be in addition to the amount designated in this section as the cost of such license. Provided, however, that all fees collected by any probate judge or license commissioner who is paid a salary for the performance of his duties shall be paid by him into the county treasury to the credit of the appropriate fund.

"All persons under the age of sixteen years shall be exempted from the requirement of procuring such licenses. Any citizens of this state over sixty-five years of age shall be exempted from the requirement of procuring a fishing license as provided for herein upon payment of an issuing fee not to exceed fifteen cents (15¢) to any judge of probate or license commissioner and, upon satisfactory proof to such judge of probate or license commissioner that he or she has attained the age of sixty-five years, an exempted fishing license will thereupon be issued to such person. Such exempted license issued to any citizen of this state who has attained the age of sixty-five years shall be issued upon a lifetime basis and without further requirements of annual renewal. In the event such license is lost, such citizen may acquire a similar license by paying to any judge of probate or license commissioner an issuing fee not to exceed fifteen cents (15¢) and upon again presenting satisfactory proof that he or she has attained the age of sixty-five years.

"The licenses required by this section shall not apply to any person or member of his immediate family who fishes in a private pond on lands owned by him nor shall it include any tenant or member of his immediate family who fishes in a private pond on lands leased or rented by such tenant and who resides on such lands. Nor shall the license required by this section apply to persons fishing with an ordinary hook and line in his or her county of residence or within one mile of his or her resident county boundary line. Provided, however, any person who fishes with ordinary hook and line in his own county of residence shall be required to have on his person, while so fishing, reasonable proof of said residency in such county.

"The revenue derived from the sale of the license provided for in this section shall be remitted to the Department of Conservation on the first day of each month by the issuing officer and shall be covered into the state treasury to the credit of the game and fish fund and shall be used in the construction, maintenance, development and supervision of public fishing lakes, for the purchase of lands to be used for public landings on public streams, and for the development, protection, propagation and distribution of fish and wildlife of this state.

"Any person who violates any of the provisions of this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not less than ten dollars (\$10) nor more than twenty-five dollars (\$25) for each offense."

Section 2. All laws or parts of laws in conflict with the provisions of this Act are hereby expressly repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Yeas 83; Nays 3.

Yeas:

Mr. Speaker	Crawford	Hill	Reynolds
Adams	Cross	Jackson	Roberts
Adwell	Crowe	Jones (E)	Robertson
Agee	Culver	Jones (F)	St. John
Barkett	Dill	King	Slate
Bassett	Doss	Kinsey	Smith (K)
Benton	Downing	McCluskey	Stewart
Boles	Easters	McCorquodale	Stokes
Boutwell	Edwards	McDonald	Straiton
Brassell	Ellis	Manley	Stubbs
Burgess	Erdreich	Mathews	Taylor
Callahan	Falkenburg	Merrill	Timmons
Carnes	Flippo	Mims	Turner
Carter	Gafford	Naramore	Turnham
Casey	Goodwin	O'Daniel	Waggoner
Cauthen	Grainger	Owens	Waldrop
Cherner	Grey (D)	Parker (H)	Wallace
Chesnut	Hale	Parker (T)	Warren
Collins	Hardin	Perloff	Williams
Connell	Harris	Pruitt	Wood
Cottingham	Headley	Reid (R)	—83

Nays: Messrs. Lang, Lutz and Wise.

—3

And the bill, H. 39:

To amend Section 38 of Title 8 of the Code of Alabama of 1940, as amended, which pertains to the method of obtaining and cost of resident state fishing licenses.

As amended by the Senate substitute, was again read a third time at length and passed.

Yeas 83; Nays 3.

Yeas:

Mr. Speaker	Burgess	Cottingham	Ellis
Adams	Callahan	Crawford	Erdreich
Adwell	Carnes	Cross	Falkenburg
Agee	Carter	Crowe	Flippo
Barkett	Casey	Culver	Gafford
Bassett	Cauthen	Dill	Goodwin
Benton	Cherner	Doss	Grainger
Boles	Chesnut	Downing	Grey (D)
Boutwell	Collins	Easters	Hale
Brassell	Connell	Edwards	Hardin

Harris	Manley	Reid (R)	Taylor
Headley	Mathews	Reynolds	Timmons
Hill	Merrill	Roberts	Turner
Jackson	Mims	Robertson	Turnham
Jones (E)	Naramore	St. John	Waggoner
Jones (F)	O'Daniel	Slate	Waldrop
King	Owens	Smith (K)	Wallace
Kinsey	Parker (H)	Stewart	Warren
McCluskey	Parker (T)	Stokes	Williams
McCorquodale	Perloff	Straiton	Wood
McDonald	Pruitt	Stubbs	

—83

Nays: Messrs. Lang, Lutz and Wise.

—3

MOTION TO RECESS LOST

The motion of Mr. Culver that the House recess for fifteen minutes was lost.

RECESS

The Speaker declared an informal recess for five minutes.

HOUSE RECONVENED

The House reconvened. The Speaker called the House to order.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committie on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 865. To amend further the title and Section 1 of Act No. 529 of the 1949 Regular Session of the Alabama Legislature (1949 Acts, p. 827), as amended, which relates to plumbers and plumber examining boards in certain counties classified on a population basis.

Also:

H. 1133. Relating to counties having populations of not less than 25,150 nor more than 26,500, according to the most recent federal decennial census, to provide for an expense allowance for the Court Reporter in the Law and Equity Court in all such counties.

Also:

H. 1266. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent federal decennial census; to provide an expense allowance for members of the county board of education.

Also:

H. 1268. Relating to all counties having a population of not less than 24,500 nor more than 25,000 according to the most recent federal decennial

census; to provide for the election of county superintendent of education by the qualified electors thereof; to prescribe duties, qualifications, term of office, and compensation.

Also:

H. 2014. To repeal Act No. 129, H. 176 approved May 9, 1963, an Act relating to counties having populations of not less than 65,000 nor more than 95,000; providing further for the operation of the offices of circuit solicitors in such counties (Acts of Alabama Organizational 1st and 2nd Special Regular Sessions 1963 vol. I, p. 316).

Also:

H. 2015. To repeal Act No. 405, H. 851 approved August 7, 1961, an act relating to regulating the compensation and allowances of Probate Judges in certain counties on a population basis (Acts 1961, Vol. 1, p. 419).

Also:

H. 2020. To repeal Act No. 371, S. 420 approved August 10, 1965, an act relating to the salary of the sheriff in certain counties on a population basis (Acts of Alabama Regular Session 1965 Vol. I, p. 505).

Also:

H. 2021. To repeal Act No. 200, H. 796 approved July 30, 1965, an act relating to the expense allowance for the coroner in certain counties on a population basis (Acts of Alabama Regular Session 1965 Vol. I, p. 283).

Also:

H. 2022. To repeal Act No. 31, S. 9 approved August 24, 1964, an act relating to counties having populations of not less than 65,000 nor more than 95,000; providing for appointment of clerk for the board of registrars whose compensation shall be paid by the county (Acts of Alabama 1st Special Session 1964, p. 54).

Also:

H. 2023. To repeal Act No. 30, S. 8 approved August 24, 1964, an act relating to regulating the compensation and allowance of the Clerk of the Jury Commission of all counties having a population of not less than 65,000 nor more than 95,000 (Acts of Alabama 1st Special Session 1964, p. 53).

Also:

H. 2024. To repeal Act No. 251, H. 641 approved August 15, 1963, an act relating to counties having populations of not less than 65,000 nor more than 95,000; regulating and providing for the payment of compensation of certain county officers (Acts of Alabama Organizational 1st Special 2nd Special Regular Sessions 1963 Vol. 1, p. 661).

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length hav-

ing been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

**REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS**

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2473. To provide an expense account for coroners in Monroe County in lieu of all fees he now receives.

H. 2474. To provide for payment of salaries of deputy sheriffs from the highway and traffic funds of Monroe County.

Also:

H. 2475. Relating to Monroe County; authorizing county board of education to furnish certain supplies and services heretofore furnished by the county governing bodies and relieving county governing bodies of the responsibility of furnishing such supplies and services.

Also:

H. 2476. Relating to Monroe County; providing additional expense allowances for members of the board of education.

Also:

H. 2477. To apply in Monroe County, providing for the appointment of a clerk by the tax collector and for payment of his compensation by the county, repealing conflicting laws.

Also:

H. 2478. To provide clerical assistance for clerks of circuit courts of Monroe County.

Also:

H. 2479. To provide for the compensation of the chief clerk of the judge of probate in Monroe County.

Also:

H. 2480. To apply in Monroe County, providing for the appointment of a clerk by the tax assessor and for payment of his compensation by the county, repealing conflicting laws.

Also:

H. 2481. Relating to Monroe County; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

Also:

H. 2482. To provide a clerk for the county commission or other like governing body in Monroe County, to prescribe the duties of such clerk and to provide for his salary.

Also:

H. 2483. Relating to Monroe County; providing for and regulating the compensation of the county engineer.

Also:

H. 2484. Relating to Monroe County; to provide further for the duties, compensation and expense allowances of the Monroe County Commission.

Also:

H. 2485. To authorize and direct the board of education of Monroe County to reimburse the county superintendent of education any sums expended by him in payment of premiums on surety bonds covering certain employees of the board of education.

Also:

H. 2486. To provide for the appointment of additional deputy sheriffs in Monroe County.

Also:

H. 2487. Relating to Monroe County; relieving the board of registrars of such county from the duty of visiting precincts or voting places in the performance of their duties.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 839. Relating to Tallapoosa County making it unlawful to use an electrical device or certain other devices or instruments to take, catch, stun or kill any game or non-game fish; prescribing penalties therefor and making the possession of any such device prima facie evidence that it is being used for illegal purposes.

Also:

H. 1007. To amend Section 1 of Act No. 81, H. 76, Special Session 1967 (Acts 1967, p. 114), which authorizes the district attorney of the nineteenth judicial circuit to appoint a secretary and provide for compensation thereof.

Also:

H. 1229. To amend the title and Sections 1 and 2 of Act No. 927, H. 895, Regular Session 1961 (Acts 1961, p. 1486), which act provides further for the compensation and allowances of jurors and bailiffs in certain counties classified on a population basis.

Also:

H. 1732. To amend further Section 1, Act No. 47, H. 100, Special Session 1962, as amended by Section 1, Act 441, S. 192 Special Session, 1966, an Act fixing the compensation of certain officers of Elmore County, Alabama.

Also:

H. 1733. To regulate further the fees for recording documents affecting the title to real property in Elmore County; and providing for the disposition of said fees.

Also:

H. 1734. Relating to Elmore County; to provide for an additional fee to be charged by the judge of probate of such county for his services in redemption of land sold for taxes; and providing for the disposition of such additional fee.

Also:

H. 1735. To further regulate the fee for recording change of ownership of a motor vehicle in Elmore County; providing for the disposition of such fees.

Also:

H. 1737. Relating to Elmore County: abolishing the Elmore County Court and establishing in lieu thereof a court of record to be known as the Law & Juvenile Court defining the court's jurisdiction and powers; providing for its officers, and for their powers, duties, and compensation; providing for the creation of two divisions of the court, to be known as "The Tallasse Division" and "The Wetumpka Division"; providing for the holding of terms and the sessions of the divisions; providing for the rules and procedure of the court; providing for fees and costs of Court; and providing for the transfer of all cases pending in the Elmore County Court to the Law & Juvenile Court.

Also:

H. 1739. To amend further Section 1, Act No. 47, H. 100, Special Session, 1962, as amended by Section 1, Act 441, S. 192 Special Session, 1966, an Act fixing the compensation of certain officers of Elmore County, Alabama.

Also:

H. 1836. Relating to Counties having populations of not less than 90,000 nor more than 100,000; to provide for Minute Entries in Misdemeanor cases appealed from County Court, a City Recorder's Court, Mayor's Court, Police Court, a Municipal Court, or any Inferior Court, to the Circuit Courts or any other Courts of Record in such counties.

Also:

H. 1963. Relating to counties having a population of not less than 30,000 nor more than 33,575, according to the most recent federal decennial census; to provide for the annual salary of jury commissioners of such counties to be \$800.00 per year.

Also:

H. 1964. Relating to counties having a population of not less than 30,000 nor mre than 33,575 according to the most recent federal decennial census; to provide for jurors pay in such counties to be \$15.00 per day.

Also:

H. 1968. Relating to counties having a population of not less than 33,550 nor more than 34,000 according to the most recent federal decennial census; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2252. Relating to counties having a population of not less than 13,200 nor more than 13,400 according to the most recent federal decennial census; to provide an additional expense allowance for the chairman or presiding judge and members of the governing body of any such county, payable out of county funds.

Also:

H. 2505. To repeal Act No. 732, H. 1263, approved September 1, 1965, Regular Session 1965 (Acts 1965, p. 1340), entitled, "An Act relating to counties having a population of not less than 22,000 nor more than 22,350 according to the most recent federal decennial census; to authorize the county governing body in any such county to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964."

Also:

H. 2506. To amend the title and Section 1 of Act No. 646, S. 599, Regular Session 1965 (Acts 1965, p. 1167) which authorizes the county governing body to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964 in certain counties classified on a population basis.

Also:

H. 2320. To amend the title and Section 1 of Act No. 231, H. 513, Regular Session 1961 (Acts 1961, p. 263), as amended, which authorizes county governing bodies to provide for payment of expenses of certain county officers, in certain counties on a population basis.

Also:

H. 2321. To amend the title and Section 1 of Act No. 54, H. 10, Regular Session 1967 (Acts 1967, p. 381), which authorizes the county commission to provide an additional clerk-hire allowance to the circuit clerk in certain counties classified on a population basis.

Also:

H. 2322. To amend the title and Section 1 of Act No. 185, H. 368, Regular Session 1961 (Acts 1961, p. 227), which provides for and authorizes clerk hire allowances for certain officials in certain counties on a population basis.

Also:

H. 2323. To amend the title and Section 1 of Act No. 189, H. 245, Special Session 1964 (Acts 1964, p. 254), which provides for the appointment of deputy sheriffs and fixes their salaries in certain counties classified on a population basis.

Also:

H. 2324. To amend the title and Section 1 of Act No. 154, H. 746, Regular Session 1965 (Acts 1965, p. 218), as last amended, which creates the office of commissioner of licenses, prescribes the powers, duties, and authority of such office, fixes the salary, furnishes quarters, supplies and assistants, and provides for the appointment of such commissioner, transfers certain of the duties of the probate judge relating to licenses to such officer, certain of the duties of the tax assessor and tax collector, and all of the duties of the license inspector in certain counties classified on a population basis.

Also:

H. 2325. To amend the title and Section 1 of Act No. 33, H. 7, First Special Session 1963 (Acts 1963, p. 107), which authorizes, provides for the licensing of, and regulates the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds, prescribes the fees for such licenses, provides for their collection and distribution, and prescribes penalties for violation of said Act, in certain counties classified on a population basis.

Also:

H. 2326. To amend the title and Section 1 of Act No. 826, S. 405, Regular Session 1965 (Acts 1965, p. 1548), which relates to admissibility of evidence in civil actions in the courts of certain counties classified on a popu-

lation basis, requires copies to be furnished of written statements taken with respect to accidents about which civil actions may be filed to the person making such statements, and prescribes the effect of failure to furnish such copies as are required in certain counties classified on a population basis.

Also:

H. 2327. To amend the title of Act No. 283, H. 981, Regular Session 1969 (Acts 1969, p. 619), which validates certain elections purportedly held pursuant to Act No. 404, S. 430 of the Regular Session of 1953 (Acts 1953, p. 472), and which amends said Act No. 404 so as to provide further for notice required of the election of the first council after a city elects this form of government, and provides for holding and conducting the elections of the first and subsequent city council in certain cities classified on a population basis.

Also:

H. 2328. To amend the title and Section 1 of Act No. 806, H. 1267, Regular Session 1965 (Acts 1965, p. 1507), which provides for the introduction of hospital records from any hospital organized and operated under state laws as evidence in any court in Alabama, provides for the certifying of said records, enumerates such matters as shall affect the weight of said evidence in the courts, provides for the cost and taxing thereof for such copy and for the filing of said copy, and provides for subpoena duces tecum thereof in certain counties classified on a population basis.

Also:

H. 2329. To amend the title and Section 1 of Act No. 487, H. 699, Regular Session 1967 (Acts 1967, p. 1182), which provides an expense allowance for the district attorney of the circuit court; fixes the expiration date of such expense allowance in certain counties classified on a population basis.

Also:

H. 2330. To amend the title and Section 1.01 of Act No. 404, S. 430, Regular Session 1953 (Acts 1953, p. 472), as last amended, which permits the adoption of the council-manager form of municipal government, provides for the calling and holding of elections to vote thereon, provides for the election, terms of office, qualification numbers, powers, and authority of the council, mayor, and the city clerk, provides for the appointment and removal and defines the powers of the city manager, defines the legal status, form of government and powers of the city, provides for an annual budget, creates and defines the powers and duties of a department of finance and the director thereof, regulates purchases and contracts of the city, to set up terms and effects of succession in government in said city, provides for the establishment of wards, and provides for the means of abandoning the council manager form of government in certain cities classified on a population basis.

Also:

H. 2331. To amend the title and Sections 1, 3 and 4(b), of Act No. 382, H. 880, Regular Session 1963 (Acts 1963, p. 884), as last amended, which provides for the reidentification of all registered voters; directs the Board of Registrars to purge the list of registered voters, and provides a penalty for willfully making a false statement in connection with reidentification in certain counties classified on a population basis.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2550. To repeal Act No. 541, S. 595, approved September 7, 1967, Regular Session 1967 (Acts 1967, p. 1291), entitled, "An Act To provide an expense account for coroners in counties having populations of not less than 22,372 nor more than 24,000 in lieu of all fees he now receives."

Also:

H. 2551. To repeal Act No. 196, S. 425, approved August 8, 1967, Regular Session 1967 (Acts 1967, p. 561), entitled, "An Act To apply only in counties having populations of not less than 22,350 nor more than 24,350, fixing the compensation of the chairman and members of the court of county commissioners, board of revenue, or other like governing body of any such county."

Also:

H. 2552. To repeal Act No. 231, H. 153, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 317), entitled, "An Act To apply in counties having populations of not less than 22,350 nor more than 24,350, providing for the appointment of a clerk by the tax collector and for payment of his compensation by the county, repealing conflicting laws."

Also:

H. 2553. To repeal Act No. 232, H. 154, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 318), entitled, "An Act To apply in counties having populations of not less than 22,350 nor more than 24,350, providing for the appointment of a clerk by the tax assessor and for payment of his compensation by the county, repealing conflicting laws."

Also:

H. 2554. To repeal Act No. 168, H. 154, approved July 30, 1965, Regular Session 1965 (Acts 1965, p. 235), entitled, "An Act Relating to counties having populations of not less than 22,350 nor more than 24,350, according to the most recent federal decennial census; providing for payment of expense allowances for the chairman and members of the county governing body and imposing additional duties upon such county officers."

Also:

H. 2555. To repeal Act No. 213, H. 167, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 242), entitled, "An Act To authorize and direct the board of education of any county having a population of not

less than 22,350 nor more than 24,350, according to the last or any subsequent federal decennial census, to reimburse the county superintendent of education any sums expended by him in payment of premiums on surety bonds covering certain employees of the board of education."

Also:

H. 2556. To repeal Act No. 144, H. 450, approved July 10, 1963, Regular Session 1963 (Acts 1963, p. 519), entitled, "An Act Relating to counties having populations of not less than 22,350 nor more than 24,500; authorizing county boards of education to furnish certain supplies and services heretofore furnished by the county governing bodies and relieving county governing bodies of the responsibility of furnishing such supplies and services."

Also:

H. 2557. To repeal Act No. 313, H. 743, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 344), entitled, "An Act To provide for payment of salaries of deputy sheriffs from the highway and traffic funds of all counties having populations of not less than 22,350 nor more than 24,500."

Also:

H. 2558. To repeal Act No. 351, H. 873, approved August 10, 1965, Regular Session 1965 (Acts 1965, p. 487), entitled, "An Act To authorize the Director of Conservation to open a season in counties having a population of not less than 22,350 nor more than 24,500, for the hunting of female deer or unantlered male deer."

Also:

H. 2559. To repeal Act No. 211, H. 166, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 241), entitled, "An Act To provide clerical assistance for clerks of circuit courts of all counties having populations of not less than 22,350 nor more than 24,350, according to the last or any subsequent federal decennial census."

Also:

H. 2561. To repeal Act No. 516, H. 1150, approved August 20, 1965, Regular Session 1965 (Acts 1965, p. 759), entitled, "An Act Relating to all counties having populations of not less than 22,350, nor more than 24,350 according to the most recent federal decennial census; relieving the board of registrars of such counties from the duty of visiting precincts or voting places in the performance of their duties."

Also:

H. 2568. Relating to counties having populations of not less than 300,000 nor more than 600,000; to authorize the county commission of such county to appropriate funds for the relief of Nollie Thompson.

Also:

H. 2571. To amend Act No. 126, H. 58, Special Session 1971, approved May 11, 1971, which Act provided for additional court costs in certain cases in the thirteenth judicial circuit, by excepting certain proceedings from said costs.

Also:

H. 2607. To fix the salary to be paid the Tax Collector of Jackson County, Alabama and the salary to be paid the Tax Assessor of Jackson County, Alabama, to provide the amounts of such salary for each of said officers, to provide for the employment of clerical assistants and the necessary expenses to operate said offices, and to provide for the payment of any fees, commissions or allowances received by such officers in the discharge of their official duties to the County Treasury of Jackson County, Alabama, which Act shall change the method of compensation of the Tax Collector and Tax Assessor of Jackson County, Alabama from the fee system to salary and to provide the effective date of this Act.

Also:

H. 2613. To repeal Act No. 554, H. 1124, Regular Session 1969 (Acts 1969, p. 1038), entitled "An Act To regulate further the times and places of registering voters in counties having populations of not less than 31,000 nor more than 32,000, according to the most recent federal decennial census."

Also:

H. 2614. To apply only in counties having populations of not less than 52,500 nor more than 54,000; Relating to the board of registrars; further regulating the days, hours, and places of its meetings, and the compensation of its members; requiring forfeiture of certain compensation for violations, repealing conflicting laws and specifically repealing Act No. 128, H. 366, Regular Session 1969 (Acts 1969, p. 403).

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2057. Relating to the Court of General Sessions of Mobile County; further providing for its jurisdiction, salaries of judges, powers, duties, costs and rules of procedure; repealing Section 22 and amending Sections 3, 8, 10, 11, 20, 21 and 23 of Act No. 40, S. 4, Second Special Session of 1956 (Acts 1956, p. 328), as amended.

Also:

H. 2208. To provide that residency within a municipality shall not be a pre-requisite to employment by municipalities having populations of not less than 40,000 nor more than 45,000.

Also:

H. 2248. Relating to the meetings of Boards of Registrars in Counties having a population of not less than 90,000 nor more than 100,000, according to the most recent federal decennial census; and providing further for the acceptance of applications for registration in such counties.

Also:

H. 2282. To create the office of Supernumerary Probate Judge in any county having a population of not less than 30,000 nor more than 33,575 according to the most recent federal decennial census; prescribing the qualifications, term, duties, powers, authority, compensation or salary of such judge, and providing for the payment of the compensation or salary of any Supernumerary Probate Judge.

Also:

H. 1838. To provide further for hospital services for the indigent in Conecuh County; to authorize the hospital board to provide matching funds for said service and to relieve the county governing body of certain duties.

Also:

H. 1839. To provide the tax assessor of Conecuh County an allowance for clerical assistance, such allowance to be payable out of the general funds of the county.

Also:

H. 1840. To provide clerical assistants for the office of the judge of probate of Conecuh County, and to provide a clerk hire allowance for the judge of probate, payable out of the general funds of the county.

Also:

H. 1841. To provide further for the compensation of the county or deputy solicitor of Conecuh County.

Also:

H. 1842. To provide an additional clerical allowance to the circuit clerk of Conecuh County, such allowance to be payable out of the general funds of the county.

Also:

H. 1843. To provide an expense allowance for members and the chairman of the Conecuh County Commission or other like governing body of Conecuh County.

Also:

H. 1900. To provide for the selection of the Superintendent of Education of Geneva County, prescribing his qualifications, providing for his term of office, salary and powers and duties, and further providing for the filling of vacancies in the office.

Also:

H. 1965. To provide for the seizure and confiscation of property used in illegal night hunting of deer in counties having a population of not less than 21,000 nor more than 22,000.

Also:

H. 1982. To amend the title and Section 1 of Act No. 156, S. 145, Regular Session 1965 (Acts 1965, p. 226), which Act provides for the employment of a secretarial assistant by the County Solicitor in certain counties classified on a population basis.

Also:

H. 2034. Relating to counties having a population of not less than 34,100 nor more than 34,900 according to the most recent federal decennial census; entitling the coroner to a scale of fees.

Also:

H. 2128. To amend further Act No. 13, H. 118, of the Regular Session of 1947 (Local Acts 1947, p. 7) which establishes for the municipality of Phenix City a pension and relief system for the benefit of firemen and policemen, so as to regulate further membership in and creditable service for and retirement under such system; further regulating benefits payable under such system and the investment of monies in the Fireman's and Policeman's Pension and Relief Fund; and for such purposes amending Sections 4, 16, and 26 and further amending Sections 9 and 15, as amended.

Also:

H. 2129. Relating to all counties having populations of not less than 42,000 nor more than 49,500 according to the most recent federal decennial census; to set a fee for the issuance of pistol permits, and to provide for the collection and disposition of said fees.

Also:

H. 2653. Relating to all counties having populations of not less than 56,500 nor more than 59,000 according to the most recent federal decennial census; providing further for the assessment and collection of ad valorem taxes on motor vehicles, transferring certain duties and responsibilities of the tax assessor and tax collector to the probate judge requiring an additional bond of the probate judge; providing for the deposit of fees and commissions in the general fund of the county; and defining terms.

Also:

H. 2654. To alter, re-arrange and extend the boundaries and corporate limits of the City of Alabaster so as to incorporate certain territory as described herein.

Also:

H. 2659. To provide for the compensation for a member of the county commission elected or appointed as chairman of the county commission in any county having a population of not less than 52,500 nor more than 54,000 according to the most recent federal decennial census.

Also:

H. 2660. To amend the title and Section 1 of Act 149, H. 627, Regular Session 1969, (Acts 1969, p. 426), which provided for compensation and expense allowance for the county governing body in certain counties classified on a population basis.

Also:

H. 2678. To abolish the Inferior Court of St. Clair County and to create and establish in lieu thereof a new Inferior Court System for St. Clair County, Alabama; to define and prescribe its jurisdiction, powers and venue; to provide for the judges and other officers of said court, their powers, duties, tenure and compensation; to set costs of court; to provide rules of procedure for said court and the operation thereof; to provide for the time and place of the holding of said court; to repeal conflicting laws and provide for the effective date of this Act.

Also:

H. 2686. Relating to all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent federal decennial census, electing to come under the provisions of this Act; providing additional and alternate methods for the registration, assessment for taxes, collection of ad valorem taxes, and sale and distribution of tags for motor vehicles, the issuance of motor vehicle drivers licenses and temporary instruction permits and the transfer of ownership of motor vehicles; relating to the collection and issuance of other county licenses, providing exception; creating a county license department and providing for the appointment, qualifications, term, duties and authority of the director and deputy director; transferring certain duties, liabilities, and responsibilities of the tax collector, tax assessor and probate judge to such department; providing for the method by which a county to which this Act applies can elect to come within or withdraw from the provisions of this Act; providing for the appointment of a license inspector for such county or counties and to fix his duties and responsibilities; and repealing conflicting laws.

Also:

H. 2688. To authorize the governing body of Madison County to create a county planning commission; to permit members of the county governing body, including its presiding officer, to serve on a county planning commission; to provide for the organization, powers jurisdiction, personnel, and financial and legal status of such commissions; to authorize the county to adopt regulations for the subdivision of land within the county, and to provide for their administration through a county planning commission; to authorize the county to divide the county into districts and within such districts regulate the use of land, the height, bulk, and use of buildings and structures, the density of population; to provide for county boards of zoning adjustment and define the authority, powers, and functions of such boards, and the procedure and appeals from their decisions; to provide remedies in the enforcement of resolutions and regulations made by the county under the authority of this act; to provide for penalties for violations thereof; to provide for the county and municipalities to join with other counties or municipalities to establish planning regions and create regional planning commissions and to provide for the organization, powers and duties of such regional planning commission.

Also:

H. 2689. To regulate further the costs and fees in the county courts of all counties having populations of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal census.

Also:

H. 2690. Relating to all counties having not more than 61,000 nor less than 57,000 inhabitants according to the last or any subsequent federal decennial census; to empower the boards of registrars in such counties to designate clerks of cities within such counties and chief clerks of the probate courts in such counties to act as deputy registrars; to prescribe the duties and powers of said deputies and the methods by which application may be taken by said deputies, and to determine the hours during which the boards of registrars shall operate in such counties.

Also:

H. 2695. To apply to counties having a population of not less than 34,100, nor more than 34,900, according to the most recent federal decennial census. Authorizing and empowering the County Commission or other county governing body to divide or redivide the County into Commission Districts and to otherwise provide for the election of the members of the Commission.

Also:

H. 1411. To regulate further the fees of sheriffs in all counties of this State having populations of not less than 300,000 and not more than 500,000 according to the most recent federal decennial census.

Also:

H. 1413. To amend further Section 1 of Act No. 192, H. 252, First Special Session 1964 (Acts 1964, p. 256), an Act providing an annual allowance for purchasing uniforms for deputies sheriff in counties having populations of not less than 300,000 nor more than 500,000, so as to regulate further the amount of such allowance.

Also:

H. 1416. To amend further Section 1 of Act No. 440, S. 186, Special Session 1966 (Acts 1966, p. 597), relating to the compensation of the chief deputy and certain employees in the sheriff's department in counties having populations of not less than 300,000 nor more than 500,000.

Also:

H. 2687. To authorize the charging of a "convenience fee" in the amount of 25 cents on the sale of any hunting or fishing licenses sold in Madison County by any special agent who sells hunting or fishing licenses in the City of Huntsville under authority granted pursuant to the provisions of Act No. 623, H. 351, p. 1082, Acts of Alabama, 1951 Regular Session of the Alabama Legislature; prescribing penalties for the violation of the provisions of this Act.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length hav-

ing been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 261. To create a continuing women's commission; providing for the operation of such commission; providing for its compensation; defining its duties; and making an appropriation.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mrs. Wynot, the House concurred in and adopted the Senate amendment to the bill, H. 261, said Senate amendment being as follows:

Amend H. B. 261 by striking from the title of said bill the following: “; and making an appropriation”.

Amend H. B. 261 by striking Section 6 in its entirety.

Further, amend H. B. 261 by renumbering “Sections 7, 8 and 9” to read “Sections 6, 7 and 8.”

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Reid (R)
Adams	Crowe	Hobbie	Reynolds
Adwell	Dill	Jackson	Roberts
Baker	Doss	Jones (E)	Robertson
Bassett	Downing	Jones (F)	Slate
Benton	Drake	King	Smith (K)
Boles	Edwards	Kinsey	Smith (P)
Boutwell	Ellis	Lutz	Snell
Brassell	Erdreich	McCluskey	Stewart
Burgess	Flippo	Manley	Stokes
Callahan	Gafford	Mathews	Straiton
Carnes	Gloor	Merrill	Stubbs
Carter	Goodwin	Mims	Taylor
Casey	Grainger	Naramore	Therrell
Cauthen	Gray (F)	Nettles	Timmons
Cherner	Grey (D)	Owens	Turner
Chesnut	Hale	Parker (T)	Waldrop
Collins	Hardin	Perloff	Williams
Connell	Harris	Pruitt	Wood
Coshatt	Headley	Reed (T)	Wynot
Cottingham			

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And the bill:

H. 261. To create a continuing women's commission; providing for the operation of such commission; providing for its compensation; defining its duties.

As amended by the Senate amendment, was again read a third time at length and passed.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Roberts
Adams	Dill	Jackson	Robertson
Adwell	Doss	Jones (E)	Slate
Bassett	Downing	Jones (F)	Smith (K)
Benton	Drake	King	Smith (P)
Boles	Edwards	Kinsey	Snell
Boutwell	Ellis	Lutz	Stewart
Brassell	Erdreich	McCluskey	Stokes
Burgess	Flippo	Manley	Straiton
Callahan	Gafford	Mathews	Stubbs
Carnes	Gloor	Merrill	Taylor
Carter	Goodwin	Naramore	Therrell
Casey	Grainger	Nettles	Timmons
Cauthen	Gray (F)	Owens	Turner
Cherner	Grey (D)	Parker (T)	Turnham
Chesnut	Hale	Perloff	Waldrop
Collins	Hardin	Pruitt	Wallace
Connell	Harris	Reed (T)	Williams
Coshatt	Headley	Reid (R)	Wood
Cottingham	Hearn	Reynolds	Wynot
Crawford	Hill		

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REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 727. To Amend Sections 5 and 6 of Title 7, Code of Alabama, 1940, recompiled 1958, in relation to be recorded on filing and when record used on trial of cause.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 45. To amend Title 2, Section 660, Code of Alabama 1940, as last amended, to increase the number of farmer members on the State Soil and Water Conservation Committee from 3 to 6 and to provide that no more than 1 farmer member may be appointed from each of the six U.S. Department of Agriculture soil conservation areas of the state.

McDOWELL LEE,
Sectetary.

SENATE MESSAGE

On motion of Mr. Drake, the House concurred in and adopted the Senate substitute to the bill, H. 45, said Senate substitute being as follows:

A BILL TO BE ENTITLED AN ACT

To amend further Title 2, Section 660, Code of Alabama, 1940, as last amended, to increase the number of appointive members on the State Soil and Water Conservation Committee from three appointive members to six such members who are soil and water conservation district supervisors, and to provide that no more than one supervisor member may be appointed from each of the six geographical areas of soil and water conservation districts, as created under Section 661, Title 2 of the Code of Alabama, 1940; and to provide for the maximum annual compensation of the administrative officer of the state soil and water conservation committee.

Be It Enacted by the Legislature of Alabama:

Section 1. Title 2, Section 660, Code of Alabama 1940, as last amended by Act No. 220, H. 128, approved May 15, 1969, Legislature of 1969, Special Session, is hereby further amended so as to read as follows:

"Section 660. There is hereby established, to serve as an agency of the state and to perform the functions conferred upon it in this chapter, the state soil and water conservation committee. This committee shall consist of nine persons, namely: The director of the state cooperative agricultural extension service; the director of the state agricultural experiment station; the supervisor of vocational agricultural education, and six members who are soil and water conservation district supervisors to be appointed by the Governor, one such appointive member from each of the six major geographical areas of the state as such areas are designated on the date of the passage and approval of this Act by the State Association of Soil and Water Conservation District Supervisors. The appointive members of the committee shall hold office for a term of three years and until their successors are appointed. Such members shall be appointed by the Governor from a list containing the names of not less than three soil and water conservation district supervisors as nominated by their respective areas and submitted to the Governor through the state soil and water conservation committee. From this list so submitted, the Governor shall appoint one member of the committee from each of the six aforesaid areas. The appointed soil and water conservation district supervisors now serving on the committee shall continue to serve, representing their area, until the expiration of their present terms of appointment and until their successors are appointed. The additional three appointee supervisor members shall serve for the following terms: One shall serve for a term of one year; one for a term of two years; and one for a term of three years; and thereafter such appointive

members shall serve for terms of three years. Any vacancy among appointive members shall be filled for the unexpired term in the same manner as original appointments are made hereunder. Successor appointive supervisor members, at the expiration of their term of appointment, shall be appointed by the Governor in the manner as hereinabove provided. It is hereby intended that of the six appointive soil and water conservation district supervisors from the six areas serving on the state soil and water conservation committee, two such member terms shall expire at the end of each year. The committee shall keep a record of its official actions, shall adopt a seal which seal shall be judicially noticed, and may perform such acts, hold such public hearings, and promulgate such rules and regulations as may be necessary for the execution of its functions under this chapter. The state soil and water conservation committee may employ an administrative officer and such other agents and employees, permanent and temporary, as it may require and shall determine their qualifications, duties, and compensation. The compensation of the administrative officer shall be fixed by the committee without reference to the pay plan of the state personnel department or limitations otherwise prescribed by law and shall not exceed \$18,500 per annum. The committee may call upon the attorney general of the state for such legal services as it may require, or may employ its own counsel and legal staff. It shall have authority to delegate to its chairman, to one or more of its members, or to one or more agents or employees, such powers and duties as it may deem proper. It shall be supplied with suitable office accommodations in the City of Montgomery, and shall be furnished with the necessary supplies and equipment. The committee may request any state agency or state institution of learning to make special reports, surveys or studies for the purpose of carrying out any of the committee's functions. The supervising officer of any such agency or institution shall comply with such requests insofar as may be reasonable and consistent with the duties, available funds and personnel of the agency or institution. The committee shall designate its chairman, and may, from time to time, change such designation. Each ex officio member of the committee shall hold office so long as he shall retain the office by virtue of which he shall be serving on the committee. A majority of the committee shall constitute a quorum, and the concurrence of a majority in any matter within their duties shall be required for its determination. The chairman and members of the committee shall receive no compensation for their services on the committee, but shall be entitled to expenses, including traveling expenses, necessarily incurred in the discharge of their duties on the committee. The committee shall provide for the execution of surety bonds for all employees and officers who shall be entrusted with funds or property; shall provide for the keeping of a full and accurate record of all proceedings and of all resolutions, regulations, and orders issued or adopted; and shall provide for an annual audit of the accounts of receipts and disbursements. In addition to the duties and powers hereinafter conferred upon the State Soil and Water Conservation Committee, it shall have the following duties and powers: (1) To offer such assistance as may be appropriate to the supervisors of soil and water conservation districts, organized as provided hereinafter, in the carrying out of any of their powers and programs. (2) To keep the supervisors of each of the several districts organized under the provisions of this chapter informed of the activities and experience of all other districts organized hereunder, and to facilitate an interchange of advice and experience between such districts and cooperation between them. (3) To coordinate the program of the several soil and water conservation districts organized hereunder so far as this may be done by advice and consultation. (4) To secure the cooperation and assistance of the United States and any of its agencies, and of agencies of this state, in the work of such districts. (5) To

disseminate information throughout the state concerning the activities and programs of the soil and water conservation districts organized hereunder, and to encourage the formation of such districts in areas where their organization is desirable.

Section 2. This Act shall become effective on January 1, 1972.

Yeas 68; Nays 6.

Yeas:

Mr. Speaker	Cross	Headley	Reynolds
Adams	Crowe	Hearn	Roberts
Adwell	Dill	Hill	Robertson
Bassett	Doss	Hobbie	Slate
Boles	Downing	Jackson	Smith (K)
Boutwell	Drake	Jones (E)	Snell
Brassell	Ellis	Jones (F)	Stewart
Burgess	Erdreich	King	Stokes
Callahan	Flippo	Lutz	Stubbs
Carnes	Gafford	Mathews	Taylor
Carter	Goodwin	Merrill	Therrell
Casey	Grainger	Naramore	Timmons
Cherner	Gray (F)	O'Daniel	Turner
Connell	Grey (D)	Owens	Waldrop
Coshatt	Hale	Parker (T)	Wallace
Cottingham	Hardin	Perloff	Williams
Crawford	Harris	Reid (R)	Wood

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Nays:

Messrs.:	Benton	Collins	Smith (P)
Baker	Chesnut	Kinsey	

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And the bill:

H. 45. To amend further Title 2, Section 660, Code of Alabama, 1940, as last amended, to increase the number of appointive members on the State Soil and Water Conservation Committee from three appointive members to six such members who are soil and water conservation district supervisors, and to provide that no more than one supervisor member may be appointed from each of the six geographical areas of soil and water conservation districts, as created under Section 661, Title 2 of the Code of Alabama, 1940; and to provide for the maximum annual compensation of the administrative officer of the state soil and water conservation committee.

As amended by the Senate substitute, was again read a third time at length and passed.

Yeas 73; Nays 3.

Yeas:

Mr. Speaker	Burgess	Coshatt	Drake
Adams	Callahan	Cottingham	Edwards
Adwell	Carnes	Crawford	Ellis
Baker	Carter	Cross	Erdreich
Bassett	Casey	Crowe	Flippo
Boles	Cherner	Dill	Gloor
Boutwell	Chesnut	Doss	Goodwin
Brassell	Connell	Downing	Grainger

Gray (F)	Jones (F)	Reid (R)	Stubbs
Gray (D)	King	Reynolds	Taylor
Hale	Lutz	Roberts	Therrell
Hardin	McDonald	Robertson	Timmons
Harris	Mathews	Slate	Turner
Headley	Naramore	Smith (K)	Waldrop
Hearn	O'Daniel	Smith (P)	Wallace
Hill	Owens	Snell	Warren
Hobbie	Parker (T)	Stewart	Williams
Jackson	Perloff	Stokes	Wood
Jones (E)			

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Nays: Messrs. Benton, Collins and Kinsey.

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1851. To provide for the regulation of the custom application of pesticides by aircraft and ground equipment; to require persons engaging in such work for compensation to be licensed by the Commissioner of Agriculture and Industries, fixing the license fees and prescribing other requirements for persons engaging in such work including the filing of a bond or a liability insurance policy; to empower the Commissioner of Agriculture and Industries to administer and enforce the requirements of this Act, prescribing his duties and authority, and to authorize the adoption of rules and regulations in connection therewith together with other regulatory requirements; to provide for exemptions from the requirements of this Act; and to provide enforcement provisions and penalties for violations of this Act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Smith (P), the House concurred in and adopted the Senate amendment to the bill, H. 1851, said Senate amendment being as follows:

Amend House Bill No. 1851 as follows:

In Section 8 on page 6 of said bill strike out the word "required" where said word appears in said Section and insert in lieu thereof the word "require".

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Brassell	Collins	Downing
Adams	Burgess	Connell	Edwards
Adwell	Callahan	Coshatt	Ellis
Baker	Carnes	Cottingham	Erdreich
Bassett	Carter	Crawford	Falkenburg
Benton	Casey	Cross	Flippo
Boles	Cherner	Dill	Gafford
Boutwell	Chesnut	Doss	Gloor

Goodwin	Jackson	O'Daniel	Stokes
Grainger	Jones (E)	Owens	Stubbs
Gray (F)	Jones (F)	Parker (T)	Taylor
Grey (D)	King	Perloff	Therrell
Hale	Lutz	Reid (R)	Timmons
Hardin	McCluskey	Reynolds	Turner
Harris	McDonald	Robertson	Waldrop
Headley	Manley	Slate	Wallace
Hearn	Mathews	Smith (K)	Warren
Hill	Mims	Smith (P)	Williams
Hobbie	Naramore	Snell	Wood

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And the bill, H. 1851, as amended by the Senate amendment, was again read a third time at length and passed.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Cross	Headley	Perloff
Adams	Crowe	Hearn	Reynolds
Baker	Dill	Hill	Robertson
Bassett	Downing	Hobbie	Slate
Benton	Drake	Jackson	Smith (K)
Boutwell	Edwards	Jones (F)	Smith (P)
Brassell	Ellis	King	Snell
Burgess	Erdreich	Lutz	Stokes
Callahan	Flippo	McCluskey	Stubbs
Carnes	Gafford	McDonald	Taylor
Carter	Gloor	Manley	Therrell
Casey	Goodwin	Mathews	Timmons
Cherner	Grainger	Mims	Turner
Chesnut	Gray (F)	Naramore	Turnham
Collins	Grey (D)	O'Daniel	Waldrop
Connell	Hale	Owens	Warren
Coshatt	Hardin	Parker (H)	Williams
Cottingham	Harris	Parker (T)	Wood
Crawford			

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2308. Relating to counties having a population of not less than 35,000 nor more than 38,000 according to the last federal decennial census; abolishing the Court of County Commission of such counties, and creating in lieu thereof a County Commission; dividing such counties into Commissioner's Districts; providing for the election, term and qualifications of the commissioners; and relieving the probate judge of all duties with respect to the county governing body.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Snell, the House concurred in and adopted the Senate substitute to the bill, H. 2308, said Senate substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having a population of not less than 35,000 nor more than 38,000 according to the last federal decennial census; abolishing the Court of County Commission of such counties, and creating in lieu thereof a County Commission; dividing such counties into Commissioner's Districts; providing for the election, term and qualifications of the commissioners; relieving the probate judge of all duties with respect to the county governing body; and fixing the compensation of the commissioners.

Be It Enacted by the Legislature of Alabama:

Section 1. The Court of County Commission of any county having a population of not less than 35,000 nor more than 38,000, according to the most recent federal decennial census, is hereby abolished, and there is created in lieu thereof a County Commission, to be composed of five commissioners as hereinafter provided. Each commissioner shall be a resident and qualified elector of a commissioner's district as provided herein, and shall be elected by the electors of the county at large at the general elections held in November of 1972 and November of 1974. Each commissioner shall serve four years from the first Monday after the second Tuesday in January next following his election, and until his successor is elected and qualified. In the event of a vacancy, the same shall be filled by appointment by the Governor for the unexpired term. Commissioners for Districts 1, 3, and 5 shall be elected in 1972, Commissioners for Districts 2 and 4 shall be elected in 1974.

Section 2. The Commissioner's Districts of any such county as prescribed in Section 1 of this Act shall be divided as follows:

District No. 1 shall embrace and comprise Beats 1, 2, 3, 4, 5, and 6. District No. 2 shall embrace and comprise Beats 8, 9, 10, 11, and 12.

District No. 3 shall embrace and be comprised of the following sections located in Beat 7 of such county: T22N, Range 27E, Sections 1, 2, 11, 12, 13, 14, 23, and 24; T22N, Range 28E, Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30, plus all of the area within the corporate limits of the City of Lanett. District No. 4, shall embrace and be comprised of the following sections located in Beat 7; T22N, Range 27E, Sections 25, 26, 35, and 36; T22N, Range 28E, Sections 31, 32, 33, 34, and all of that portion of Sections 35 and 36 not within the corporate limits of the City of Lanett; plus T22N, Range 29E, Sections 31 and 32. District 4 shall also embrace and be comprised of the following sections located in Beat 13: T21N, Range 28E, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, and 22; T21N, Range 29E, Sections 5 and 6.

District 5 shall embrace and be comprised of the following sections located in Beat 13: T21N, Range 28E, Sections 11, 12, 13, 14, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36; T21N, Range 29E, Sections 7, 17, 18, 19, 20, 27, 28, 29, 30, 31, 32, 33, and 34; T20N, Range 28E, Sections 1, 2, 3, 4, 5, and 6; T20N, Range 29E, Sections 4, 5, and 6.

Section 3. The County Commission of any such county as prescribed in Section 1 of this Act, shall have all of the jurisdiction and powers which are, or which hereafter may be vested in County Commissions, Boards of Revenue, or other like governing bodies of the state by general law, or in the

governing body of any such county by local law. The County Commission shall meet at least four times in each calendar month, and at the first meeting shall elect a chairman for their number who shall serve as such for the entire four year term. Such chairman shall receive a salary of \$7,200 per annum, and the four commissioners shall receive \$6,000 per annum, each to be paid from county funds, including the road and bridge fund, in equal monthly installments.

Section 4. As of the beginning of the terms of office of the first members of the County Commission of any such county as prescribed in Section 1 of this Act, as herein provided, the judge of probate of said county shall be relieved of all duties, powers and authority as presiding officer of the county governing body and such duties, powers and authority shall be assumed by the chairman of the commission as provided herein. Any compensation or allowances paid to the judge of probate for his duties in connection with the governing body shall cease at the time the members of the County Commission take office as provided herein.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Cross	Harris	Reid (R)
Adams	Crowe	Headley	Reynolds
Adwell	Dill	Hearn	Robertson
Bassett	Doss	Hill	Smith (K)
Benton	Downing	Hobbie	Smith (P)
Boles	Drake	Jackson	Snell
Boutwell	Edwards	Jones (E)	Stewart
Brassell	Ellis	Jones (F)	Stokes
Burgess	Erdreich	King	Stubbs
Callahan	Falkenburg	Lutz	Taylor
Carnes	Flippo	McCluskey	Therrell
Carter	Gafford	McDonald	Timmons
Casey	Gloor	Manley	Turner
Cherner	Goodwin	Mathews	Turnham
Chesnut	Grainger	Naramore	Waldrop
Collins	Gray (F)	Owens	Wallace
Connell	Grey (D)	Parker (H)	Warren
Coshatt	Hale	Parker (T)	Williams
Cottingham	Hardin	Perloff	Wood
Crawford			

—77

And the bill:

H. 2308. Relating to counties having a population of not less than 35,000 nor more than 38,000 according to the last federal decennial census; abolishing the court of County Commission of such counties, and creating in lieu thereof a County Commission; dividing such counties into Commissioner's Districts; providing for the election term and qualifications of the com-

missioners; relieving the probate judge of all duties with respect to the county governing body; and fixing the compensation of the commissioners.

As amended by the Senate substitute, was again read a third time at length and passed.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Cross	Harris	Reid (R)
Adams	Crowe	Headley	Reynolds
Adwell	Dill	Hearn	Robertson
Bassett	Doss	Hill	Smith (K)
Benton	Downing	Hobbie	Smith (P)
Boles	Drake	Jackson	Snell
Boutwell	Edwards	Jones (E)	Stewart
Brassell	Ellis	Jones (F)	Stokes
Burgess	Erdreich	King	Stubbs
Callahan	Falkenburg	Lutz	Taylor
Carnes	Flippo	McCluskey	Therrell
Carter	Gafford	McDonald	Timmons
Casey	Gloor	Manley	Turner
Cherner	Goodwin	Mathews	Turnham
Chesnut	Grainger	Naramore	Waldrop
Collins	Gray (F)	Owens	Wallace
Connell	Grey (D)	Parker (H)	Warren
Coshatt	Hale	Parker (T)	Williams
Cottingham	Hardin	Perloff	Wood
Crawford			

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MESSAGE FROM THE GOVERNOR

To The House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor concerning House Bill Number 1103.

Respectfully submitted,
HARRY L. PENNINGTON
Executive Secretary

Done this 14th day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

As I had anticipated, trouble has erupted in several sections of the State since the public schools were reopened for the 1971-72 school year. There have been boycotts, demonstrations, vandalism, fights, sit-ins and other acts of violence and defiance. One school student has been killed and this has heightened the tensions and tempers of all involved.

The situation in Butler, Choctaw County, Alabama, is explosive and volatile and has required the presence of numerous law enforcement officers including many State troopers to control and maintain law and order to a minimum degree. Other sections and regions of the State are nearing the breaking point. If this course continues, there simply will not be enough law enforcement officers to maintain law and order and to prevent more killings, maiming of students, teachers, and other citizens and to prevent the costly destruction of property.

House Bill Number 1103 was introduced to establish a school security division in the State Department of Public Safety and which has not been approved and passed by this Body.

This bill is designed to promote the safety of pupils and teachers in the public schools of Alabama and for the maintenance of law and order in such schools. It was never the aim of this bill to place armed police nor armed guards in the classrooms, in the hallways, in the corridors, in the gymnasiums, on the playgrounds, and on the school buses. But, it was and is the intent of this bill to have a security guard manpower or special school police to be used wherever and whenever, in the opinion of the Director of Public Safety, it was needed to maintain law and order at the public schools in this State; to protect school property and to insure and provide for the safety of the teachers in and the pupils attending public schools, including their safety when being transported to and from schools or school related activities in official school buses. It was not the design and intent of this bill to create in the minds of the pupils, the teachers, and related personnel that a police state exists by the availability of school security guards, but to only have them available on short notice to quell or forestall any disorder, disturbance, dissention, unlawful activity or other acts of violence in or near a public school, all to the end that there would be a minimum of disruption of the usual school curriculum and activities.

It should be clear to this House that the violence resulting in the death of a student in Butler, Choctaw County, the violence that occurred in Suttles, Hale County, that resulted in the school being closed on yesterday, the violence, trouble and discord that now exist in Livingston, York, and Sumpter Counties and the general explosive situation that exists in other sections and regions of the State, that House Bill Number 1103 is needed and should be passed without further delay.

I ask this House to unite and rally to the cause of law and order and pass this bill so that we can wrest our schools from the hands of the lawless and get on about the business of teaching the pupils of Alabama, and affording them a quality education.

Respectfully,

GEORGE C. WALLACE
Governor of Alabama

MOTION TO SUSPEND RULES LOST

The motion of Mr. Downing to suspend the rules in order to take up out of order the bill, H. 1103, was lost, lacking a four-fifths vote.

Yeas 50; Nays 31.

Yeas:

Mr. Speaker
Agee

Benton
Boles

Brassell
Burgess

Callahan
Carter

Casey	Gafford	McCorquodale	Straiton
Chesnut	Gloor	McDonald	Stubbs
Collins	Goodwin	Mathews	Therrell
Connell	Grainger	May	Timmons
Cottingham	Grey (D)	Perloff	Turner
Crawford	Hardin	Pruitt	Turnham
Culver	Headley	Reid (R)	Waggoner
Downing	Hobbie	Reynolds	Williams
Drake	Jackson	Robertson	Wise
Edwards	Jones (F)	Smith (K)	Wood
Ellis	Lang		

—50

Nays:

Messrs.:	Dill	King	St. John
Adams	Doss	Lutz	Smith (P)
Baker	Erdreich	McCluskey	Snell
Boutwell	Flippo	Manley	Stewart
Carnes	Gray (F)	Mims	Stokes
Cauthen	Hale	Naramore	Taylor
Cherner	Harris	Nettles	Waldrop
Coshatt	Hill	Parker (H)	Warren

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RESOLUTION

The following resolution was introduced:

By Messrs. Callahan and Burgess:

H. J. R. 220. GOVERNOR ROCKEFELLER COMMENDED ON HANDLING OF RIOT AT ATTICA, NEW YORK

WHEREAS, this legislature was shocked to hear of the recent take-over of the State Prison at Attica, New York by rebellious inmates, and also of their unlawful holding of hostages in order to gain another illegal and outrageous voice in this country; and

WHEREAS, the end result was the tragic death of nine hostages and also the death of twenty-eight or more inmates. We would like to highly commend the Governor of New York, Nelson Rockefeller, Corrections Commissioner Oswald, and Assistant Corrections Commissioner Dunbar in their most difficult task in recapturing the state prison and restoring order and sanity back to the prison in Attica; and

WHEREAS, this was an appropriate measure in a situation that was a direct challenge to a nation of people who are dedicated to the principles of FREEDOM and the pursuit of happiness; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we salute the State officials of New York in their resolute of this most shocking and blood-spilled event in the history of our modern day prison riots.

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Governor Nelson Rockefeller and the prison officials involved.

The motion of Mr. Callahan to suspend the rules in order to bring up for immediate consideration the above and foregoing resolution, H. J. R. 220, was lost.

And the resolution was read and referred to the Standing Committee on Rules.

MOTION TO ADJOURN LOST

The motion of Mr. Waldrop that the House adjourn until 10:00 o'clock a. m., Thursday, September 16, 1971, was lost.

Yeas 32; Nays 53.

Yeas:

Messrs.:	Cauthen	Goodwin	Naramore
Benton	Cherner	Grey (D)	Reid (R)
Boles	Chesnut	Harris	Slate
Bowers	Coshatt	Lang	Smith (K)
Brassell	Cross	Manley	Taylor
Burgess	Doss	Mathews	Turner
Carnes	Drake	Merrill	Turnham
Carter	Gafford	Mims	Waldrop
Casey			

—32

Nays:

Mr. Speaker	Downing	Hobbie	Robertson
Adams	Edwards	Jackson	Smith (P)
Adwell	Ellis	Jones (E)	Snell
Agee	Falkenburg	Jones (F)	Stewart
Baker	Flippo	Kinsey	Stokes
Bank	Gloor	Lutz	Straiton
Bassett	Grainger	McCluskey	Stubbs
Boutwell	Gray (F)	Owens	Therrell
Collins	Hale	Parker (H)	Timmons
Connell	Hardin	Parker (T)	Waggoner
Cottingham	Headley	Pruitt	Wallace
Crawford	Hearn	Reed (T)	Warren
Crowe	Hill	Roberts	Wise
Culver			

—53

H. 2241 AGAIN TAKEN UP

Having been temporarily carried over, on motion of Mr. Reed (T), the bill, H. 2241, as amended, was again taken up.

Yeas 38; Nays 26.

Yeas:

Messrs.:	Crowe	Hill	Smith (K)
Adams	Culver	McCluskey	Smith (P)
Agee	Dill	May	Snell
Benton	Doss	Nettles	Stewart
Boutwell	Erdreich	Parker (H)	Stokes
Carnes	Falkenburg	Parker (T)	Stubbs
Casey	Flippo	Perloff	Taylor
Cherner	Gray (F)	Reed (T)	Turner
Coshatt	Hale	Reid (R)	Waldrop
Cottingham	Hearn	Roberts	

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Nays:

Mr. Speaker	Callahan	Connell	Grainger
Baker	Carter	Crawford	Headley
Bassett	Cauthen	Downing	Jackson
Brassell	Collins	Gafford	Kinsey

Lang	Owens	Therrell	Waggoner
Manley	Pruitt	Timmons	Wise
Naramore	Straiton		

—26

Mr. Gray (F) offered the following amendment to the bill, H. 2241, as amended:

Amend H. B. 2241, as substituted and amended, by adding a new sentence at the end of Section 4, which new sentence reads as follows:

"Provided however, that nothing in this Act should prohibit a prison official or employee of the State penal system from using any and all force that is necessary to protect himself when attacked by a prisoner."

And the amendment was adopted.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Jackson	Reid (R)
Adams	Crawford	Jones (F)	Roberts
Agee	Crowe	King	Robertson
Baker	Culver	Kinsey	Slate
Bassett	Downing	Lang	Smith (P)
Benton	Ellis	Lutz	Stokes
Boutwell	Erdreich	McCluskey	Straiton
Bowers	Flippo	McCorquodale	Therrell
Brassell	Gafford	Mathews	Timmons
Callahan	Grainger	May	Turner
Carnes	Gray (F)	Mims	Turnham
Carter	Grey (D)	Naramore	Waldrop
Casey	Hale	Owens	Wallace
Cherner	Hardin	Parker (T)	Warren
Chesnut	Harris	Perloff	Williams
Collins	Hill	Pruitt	Wise
Coshatt	Hobbie	Reed (T)	Wood

—68

MOTION TO ADJOURN LOST

The motion of Mr. Baker that the House adjourn until 12:00 o'clock noon, Thursday, September 16, 1971, was lost.

Yeas 37; Nays 46.

Yeas:

Messrs.:	Cherner	Mathews	Slate
Adwell	Chesnut	Meeks	Smith (K)
Baker	Coshatt	Merrill	Taylor
Boutwell	Crawford	Naramore	Therrell
Bowers	Cross	Nettles	Turner
Brassell	Drake	O'Daniel	Turnham
Burgess	Gafford	Pruitt	Waldrop
Carnes	Goodwin	Reid (R)	Wallace
Carter	Harris	Robertson	Wood
Casey	Manley		

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Nays:

Mr. Speaker	Agee	Collins	Cottingham
Adams	Bassett	Connell	Crowe

Downing	Hearn	May	Snell
Edwards	Hill	Mims	Stewart
Ellis	Hobbie	Owens	Stokes
Erdreich	Jackson	Parker (H)	Straiton
Flippo	Jones (E)	Parker (T)	Stubbs
Grainger	Jones (F)	Reed (T)	Timmons
Gray (F)	King	Reynolds	Warren
Grey (D)	Kinsey	Roberts	Williams
Hale	Lutz	Smith (P)	Wise
Hardin	McCluskey		

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H. 2241 CONTINUED

Mr. Connell offered the following amendment to the bill, H. 2241, as amended:

Amend House Bill 2241 in Section 1 by inserting after the word convict the following phrase:

“without just cause”

MOTION TO TABLE LOST

The motion of Mr. Reed (T) to table the amendment offered by Mr. Connell, was lost.

Yeas 18; Nays 41.

Yeas:

7

Messrs.:	Cottingham	Gloor	Reed (T)
Adams	Doss	Gray (F)	Robertson
Boutwell	Erdreich	Hill	Stokes
Carnes	Falkenburg	Parker (H)	Taylor
Cherner	Flippo	Perloff	

—18

Nays:

Mr. Speaker	Cross	Lutz	Smith (K)
Baker	Dill	McCorquodale	Stubbs
Benton	Downing	Manley	Therrell
Burgess	Edwards	May	Timmons
Callahan	Ellis	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Headley	O'Daniel	Waldrop
Cauthen	Hobbie	Owens	Warren
Chesnut	Jackson	Pruitt	Williams
Collins	Kinsey	Reid (R)	Wise
Crawford			

—41

The question, then, was on the adoption of the amendment offered by Mr. Connell to the bill, H. 2241, as amended, and the amendment was adopted.

Yeas 41; Nays 12.

Yeas:

Messrs.:	Burgess	Cherner	Cross
Baker	Carter	Chesnut	Culver
Benton	Casey	Collins	Dill

Downing	Jackson	Owens	Stubbs
Edwards	Kinsey	Perloff	Taylor
Ellis	McCorquodale	Pruitt	Therrell
Falkenburg	Manley	Reid (R)	Timmons
Grainger	May	Robertson	Turner
Grey (D)	Mims	Smith (K)	Williams
Headley	Naramore	Stewart	Wise
Hobbie	O'Daniel		

—41

Nays:

Mr. Speaker	Cottingham	Gray (F)	Reed (T)
Boutwell	Erdreich	Hill	Stokes
Carnes	Flippo	Lutz	Waldrop

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PRESENCE OF QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

H. 2241 CARRIED OVER

On motion of Mr. Reed (T), the bill, H. 2241, as amended, was temporarily carried over.

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Smith (P) to suspend the rules in order to take up out of order the bill, H. 1953, was adopted.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Jackson	Reid (R)
Adams	Crawford	Jones (E)	Robertson
Agee	Cross	Jones (F)	Smith (K)
Bank	Culver	King	Smith (P)
Bassett	Dill	Kinsey	Snell
Benton	Doss	Lutz	Stokes
Boles	Downing	McCluskey	Straiton
Boutwell	Drake	McCorquodale	Stubbs
Bowers	Edwards	Manley	Taylor
Brassell	Erdreich	Mathews	Therrell
Callahan	Falkenburg	May	Timmons
Carnes	Flippo	Mims	Turnham
Carter	Goodwin	Naramore	Waggoner
Cauthen	Grainger	Parker (H)	Waldrop
Cherner	Gray (F)	Parker (T)	Wallace
Chesnut	Harris	Perloff	Warren
Collins	Headley	Pruitt	Williams
Connell	Hill	Reed (T)	Wise
Coshatt			

—73

And the bill:

H. 1953. To amend Act No. 799, H. 591 of the Regular Session of 1965 (Acts 1965, p. 1499), which authorized and provided for employment

of interpreters when deaf persons or persons having defective speech are either parties to or legally summoned material witnesses in cases, suits, causes, actions or other proceedings, at law or in equity, in circuit courts or courts of record within the state, amending the title and section 1 of such act so as to provide for the employment of interpreters when deaf persons or persons having defective speech are party to or legally summoned material witnesses in any case, suit, cause, action or proceeding, at law or in equity, in any court of the state.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Jones (E)	Robertson
Adams	Cottingham	Jones (F)	Slate
Agee	Crawford	King	Smith (K)
Baker	Cross	Kinsey	Smith (P)
Bank	Culver	Lang	Snell
Bassett	Dill	Lutz	Stokes
Benton	Doss	McCluskey	Straiton
Boles	Downing	McCorquodale	Stubbs
Boutwell	Drake	Manley	Taylor
Bowers	Edwards	Mathews	Therrell
Brassell	Erdreich	May	Timmons
Callahan	Falkenburg	Mims	Turnham
Carnes	Goodwin	Naramore	Waggoner
Carter	Grainger	Parker (H)	Waldrop
Cauthen	Gray (F)	Parker (T)	Wallace
Cherner	Grey (D)	Perloff	Warren
Chesnut	Harris	Pruitt	Williams
Collins	Headley	Reid (R)	Wise
Connell	Jackson	Roberts	

—75

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Smith (P) to suspend the rules in order to take up out of order the bill, H. 1954, was adopted.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Goodwin	May
Adams	Collins	Grainger	Mims
Agee	Connell	Gray (F)	Naramore
Baker	Coshatt	Grey (D)	Parker (H)
Bank	Cottingham	Harris	Perloff
Bassett	Crawford	Headley	Pruitt
Benton	Cross	Jackson	Reid (R)
Boles	Culver	Jones (E)	Roberts
Boutwell	Dill	Jones (F)	Slate
Bowers	Doss	King	Smith (K)
Brassell	Downing	Kinsey	Smith (P)
Callahan	Drake	Lutz	Snell
Carnes	Edwards	McCluskey	Stokes
Carter	Erdreich	McCorquodale	Straiton
Cauthen	Falkenburg	Manley	Stubbs
Cherner	Gafford	Mathews	Taylor

Therrell
Timmons
Turner

Turnham
Waggoner
Waldrop

Wallace
Warren

Williams
Wise

—74

And the bill:

H. 1954. To provide for the appointment of qualified interpreters for deaf or mute persons or persons who do not speak or understand the English language in certain court proceedings and other instances.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Jackson	Reid (R)
Adams	Crawford	Jones (E)	Roberts
Agee	Cross	Jones (F)	Robertson
Baker	Crowe	King	Slate
Bank	Culver	Kinsey	Smith (K)
Bassett	Dill	Lutz	Smith (P)
Benton	Doss	McCluskey	Snell
Boles	Downing	McCorquodale	Stokes
Boutwell	Drake	Manley	Straiton
Bowers	Edwards	Mathews	Taylor
Brassell	Erdreich	May	Therrell
Callahan	Falkenburg	Mims	Timmons
Carnes	Flippo	Naramore	Turner
Carter	Gafford	O'Daniel	Turnham
Cauthen	Goodwin	Owens	Waldrop
Cherner	Grainger	Parker (H)	Wallace
Chesnut	Gray (F)	Perloff	Warren
Collins	Grey (D)	Pruitt	Williams
Connell	Harris	Reed (T)	Wise
Coshatt	Hill		

—78

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Reynolds to suspend the rules in order to take up out of order the bill, H. 1394, was adopted.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Connell	Gafford	Mathews
Adams	Coshatt	Goodwin	May
Agee	Cottingham	Grainger	Mims
Baker	Crawford	Gray (F)	Naramore
Bassett	Cross	Grey (D)	Nettles
Boutwell	Culver	Hale	O'Daniel
Bowers	Dill	Hill	Parker (H)
Brassell	Doss	Jones (F)	Parker (T)
Callahan	Downing	King	Perloff
Carnes	Drake	Kinsey	Pruitt
Carter	Edwards	Lutz	Reid (R)
Cauthen	Ellis	McCluskey	Reynolds
Cherner	Erdreich	McCorquodale	Roberts
Chesnut	Falkenburg	McDonald	Robertson
Collins	Flippo	Manley	St. John

Slate	Stewart	Therrell	Wallace
Smith (K)	Stokes	Timmons	Warren
Smith (P)	Straiton	Turner	Wise
Snell	Taylor	Turnham	—75

And the bill:

H. 1394. (With Amendment): To prohibit the unauthorized copying of certain recorded articles for sale and the sale of such with knowledge that the sounds have been transferred thereon without the consent of the owner and to provide punishment therefor.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Judiciary, said Committee amendment being as follows:

House Bill 1394 is amended in Section 4, line 3, by deleting the words "less than \$10,000 nor".

Also, House Bill 1394 is amended in Section 4, lines 4 and five by deleting the words "less than \$25,000 nor".

And the amendment was adopted.

Yeas 68; Nays 1.

Yeas:

Mr. Speaker	Crawford	Jones (F)	Pruitt
Adams	Cross	King	Reid (R)
Adwell	Dill	Kinsey	Reynolds
Agee	Doss	Lutz	Robertson
Baker	Downing	McCluskey	St. John
Bassett	Drake	McCorquodale	Slate
Boutwell	Edwards	McDonald	Smith (K)
Bowers	Erdreich	Manley	Smith (P)
Brassell	Falkenburg	Mathews	Snell
Callahan	Gafford	May	Stewart
Carnes	Goodwin	Mims	Stokes
Carter	Grainger	Naramore	Straiton
Cherner	Gray (F)	Nettles	Therrell
Chesnut	Grey (D)	O'Daniel	Timmons
Connell	Hale	Parker (H)	Turnham
Coshatt	Harris	Parker (T)	Warren
Cottingham	Hill	Perloff	Wise

—68

Nay: Mr. Williams.

—1

And the bill, H. 1394, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Bassett	Callahan	Chesnut
Adams	Benton	Carnes	Collins
Adwell	Boutwell	Carter	Connell
Agee	Bowers	Cauthen	Coshatt
Baker	Brassell	Cherner	Cottingham

Crawford	Grainger	May	Smith (P)
Cross	Gray (F)	Mims	Snell
Culver	Grey (D)	Nettles	Stewart
Dill	Hale	O'Daniel	Stokes
Doss	Harris	Parker (H)	Straiton
Downing	Hill	Perloff	Therrell
Drake	Jones (F)	Pruitt	Timmons
Edwards	King	Reed (T)	Turner
Ellis	Kinsey	Reid (R)	Turnham
Erdreich	Lutz	Reynolds	Wallace
Falkenburg	McCluskey	Roberts	Warren
Flippo	McCorquodale	Slate	Williams
Gafford	Manley	Smith (K)	Wise
Goodwin	Mathews		

—74

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Ellis to suspend the rules in order to take up out of order the bill, H. 1010, was adopted.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Perloff
Adams	Crowe	Jackson	Pruitt
Adwell	Culver	Jones (E)	Reed (T)
Agee	Dill	Jones (F)	Reid (R)
Baker	Doss	King	Reynolds
Bassett	Downing	Kinsey	Slate
Boles	Drake	Lutz	Smith (K)
Boutwell	Edwards	McCluskey	Smith (P)
Bowers	Ellis	McCorquodale	Stewart
Brassell	Erdreich	Manley	Stokes
Callahan	Falkenburg	Mathews	Straiton
Carnes	Flippo	May	Stubbs
Carter	Goodwin	Mims	Therrell
Cherner	Grainger	Naramore	Timmons
Chesnut	Gray (F)	Nettles	Turner
Collins	Grey (D)	O'Daniel	Turnham
Connell	Hale	Owens	Waggoner
Coshatt	Headley	Parker (H)	Warren
Cottingham	Hearn	Parker (T)	Wise
Crawford			

—77

And the bill:

H. 1010. To prohibit parking, stopping or standing on interstate and limited access highways.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Boles	Carnes	Connell
Adwell	Boutwell	Carter	Coshatt
Agee	Bowers	Cherner	Cottingham
Baker	Brassell	Chesnut	Crawford
Benton	Callahan	Collins	Cross

Dill	Hale	May	Smith (P)
Doss	Headley	Mims	Snell
Downing	Hearn	Nettles	Stewart
Drake	Hill	O'Daniel	Straiton
Edwards	Jones (E)	Parker (H)	Stubbs
Ellis	Jones (F)	Parker (T)	Therrell
Erdreich	King	Perloff	Timmons
Falkenburg	Kinsey	Pruitt	Turner
Gafford	Lutz	Reid (R)	Waggoner
Goodwin	McCluskey	Reynolds	Wallace
Grainger	McCorquodale	Roberts	Warren
Gray (F)	Manley	Slate	Williams
Gray (D)	Mathews	Smith (K)	Wise

—72

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to have the Journal show Mr. Waldrop voting "Yea" on the motion of Mr. Reed (T) to table the amendment offered by Mr. Connell to the bill, H. 2241.

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Ellis to suspend the rules in order to take up out of order the bill, H. 1011, was adopted.

Yeas 55; Nays 13.

Yeas:

Mr. Speaker	Cross	Hearn	Perloff
Adams	Crowe	Hill	Reid (R)
Adwell	Culver	Jackson	Robertson
Boutwell	Dill	Jones (E)	Smith (P)
Bowers	Downing	King	Snell
Brassell	Drake	McCorquodale	Straiton
Callahan	Ellis	Mathews	Stubbs
Carnes	Erdreich	May	Therrell
Carter	Falkenburg	Mims	Turner
Cherner	Flippo	Naramore	Turnham
Chesnut	Goodwin	Nettles	Waggoner
Collins	Grainger	O'Daniel	Warren
Connell	Grey (D)	Owens	Wise
Cottingham	Hale	Parker (T)	

—55

Nays:

Messrs.:	Gafford	Pruitt	Slate
Agee	Harris	Reed (T)	Smith (K)
Bassett	Lutz	Reynolds	Timmons
Benton	Manley		

—13

And the bill:

H. 1011. (With Amendment): To prohibit the use of Interstate and limited access highways by pedestrians, bicycles, motor driven cycles, animal drawn vehicles and persons riding animals.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Highway Safety, said Committee amendment being as follows:

Amend HB 1011 by striking the words "motor driven cycles" wherever these words appear in the bill.

AMENDMENT TABLED

On motion of Mr. Naramore the amendment was tabled.

Yeas 67; Nays 1.

Yeas:

Mr. Speaker	Doss	Hill	Parker (T)
Adams	Downing	Jackson	Perloff
Agee	Drake	Jones (F)	Pruitt
Bassett	Edwards	King	Reed (T)
Boutwell	Ellis	Kinsey	Reid (R)
Bowers	Erdreich	Lutz	Reynolds
Brassell	Falkenburg	McCluskey	Smith (K)
Callahan	Flippo	McCorquodale	Snell
Carnes	Gafford	Manley	Stokes
Carter	Goodwin	Mathews	Stubbs
Casey	Grainger	May	Therrell
Cherner	Grey (D)	Mims	Waggoner
Collins	Hale	Naramore	Wallace
Connell	Hardin	Nettles	Warren
Cottingham	Harris	O'Daniel	Williams
Cross	Headley	Owens	Wise
Culver	Hearn	Parker (H)	

—67

Nay: Mr. Straiton.

—1

And the bill, H. 1011, was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 81; Nays 5.

Yeas:

Mr. Speaker	Cross	Jackson	Reid (R)
Adams	Culver	Jones (E)	Reynolds
Adwell	Doss	Jones (F)	Roberts
Agee	Downing	King	Robertson
Baker	Drake	Kinsey	Smith (K)
Bassett	Edwards	Lang	Smith (P)
Benton	Ellis	Lutz	Snell
Boutwell	Erdreich	McCluskey	Stewart
Bowers	Falkenburg	McCorquodale	Stokes
Brassell	Flippo	Manley	Straiton
Callahan	Gafford	Mathews	Stubbs
Carnes	Goodwin	May	Taylor
Carter	Grainger	Mims	Therrell
Casey	Gray (F)	Naramore	Timmons
Cauthen	Hale	Nettles	Turner
Cherner	Hardin	O'Daniel	Waggoner
Chesnut	Harris	Owens	Waldrop
Collins	Headley	Parker (T)	Wallace
Connell	Hearn	Perloff	Warren
Cottingham	Hill	Pruitt	Wise
Crawford			

—81

Nays:

Messrs.:	Dill	Slate	Williams	
Crowe	Reed (T)			—5

SPECIAL ORDER RESUMED

And the bill:

S. 212. To provide for payment of actual necessary travel expense of the State Treasurer and the Commissioner of Agriculture and Industries when traveling within the State of Alabama on business of the State.

Was read a third time at length and passed.

Yeas 84; Nays 1.

Yeas:

Mr. Speaker	Crawford	Hill	Roberts
Adams	Cross	Jackson	Robertson
Adwell	Crowe	Jones (E)	Slate
Agee	Culver	King	Smith (K)
Baker	Dill	Lutz	Smith (P)
Bassett	Doss	McCluskey	Snell
Boles	Downing	McCorquodale	Stewart
Boutwell	Edwards	Manley	Stokes
Bowers	Ellis	Mathews	Straiton
Brassell	Erdreich	Mims	Stubbs
Callahan	Falkenburg	Naramore	Taylor
Carnes	Flippo	Nettles	Therrell
Carter	Gafford	O'Daniel	Timmons
Casey	Goodwin	Owens	Turner
Cauthen	Grainger	Parker (H)	Turnham
Cherner	Gray (F)	Parker (T)	Waggoner
Chesnut	Hale	Perloff	Waldrop
Collins	Hardin	Pruitt	Wallace
Connell	Harris	Reed (T)	Warren
Coshatt	Headley	Reid (R)	Williams
Cottingham	Hearn	Reynolds	Wise

—84

Nay: Mr. Jones (F).

—1

And the bill:

S. 214. To amend Sections 8, 14, 26 and 36 (1) of Title 29, Chapter I, Code of Alabama 1940; providing that liquor stores may accept in payment of liquor certified checks, cashiers checks or checks guaranteed by a commercial bank who are members of FDIC rather than for cash only; to increase the amount of filing fee for application for hotels, restaurants, or club liquor license; to increase the amount of filing fee for application for distributors, wholesale or retail licenses; to regulate the consumption of alcoholic beverages on Sunday.

Was read a third time at length and passed.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Benton
Adams	Agee	Bassett	Boles

Boutwell	Downing	Jones (F)	Robertson
Bowers	Drake	King	Slate
Brassell	Edwards	Lutz	Smith (K)
Callahan	Ellis	McCluskey	Smith (P)
Carnes	Erdreich	McCorquodale	Stewart
Carter	Falkenburg	Manley	Stokes
Casey	Flippo	Mathews	Straiton
Cauthen	Gafford	May	Stubbs
Cherner	Gloor	Mims	Taylor
Chesnut	Goodwin	Naramore	Therrell
Collins	Grainger	Nettles	Timmons
Connell	Gray (F)	O'Daniel	Turner
Coshatt	Hale	Owens	Turnham
Cottingham	Hardin	Parker (H)	Waggoner
Crawford	Harris	Perloff	Waldrop
Cross	Headley	Pruitt	Wallace
Crowe	Hearn	Reid (R)	Warren
Culver	Hill	Reynolds	Williams
Dill	Jackson	Roberts	Wise
Doss	Jones (E)		

—86

And the bill:

S. 446. To make an appropriation to the Alabama State Board of Public Accountancy.

Was read a third time at length and passed.

Yeas 81; Nays 1.

Yeas:

Mr. Speaker	Cottingham	Hearn	Reynolds
Adams	Crawford	Hill	Roberts
Adwell	Cross	Jackson	Robertson
Agee	Culver	Jones (E)	Slate
Baker	Dill	Jones (F)	Smith (K)
Bassett	Doss	King	Smith (P)
Benton	Downing	Lutz	Stewart
Boles	Drake	McCluskey	Stokes
Boutwell	Edwards	McCorquodale	Straiton
Bowers	Ellis	Manley	Stubbs
Brassell	Erdreich	Mathews	Taylor
Callahan	Falkenburg	May	Therrell
Carnes	Flippo	Mims	Turner
Carter	Gafford	Naramore	Turnham
Casey	Goodwin	Nettles	Waggoner
Cauthen	Grainger	O'Daniel	Waldrop
Cherner	Hale	Owens	Wallace
Chesnut	Hardin	Parker (H)	Warren
Collins	Harris	Pruitt	Williams
Connell	Headley	Reid (R)	Wise
Coshatt			

—81

Nay: Mr. Crowe.

—1

And the bill:

S. 42. To amend Section 28 G, Act No. 91, 1969 Special Session of the Alabama Legislature, (Acts of 1969, p. 136) in order to provide that an appropriation for the fiscal year ending September 30, 1970, "For the con-

struction of a high school at Fayette" be changed to read "For the construction of a school, schools, or other educational facilities in Fayette County"; to make the provisions of this Act retroactive to the effective date of the original Act.

Was read a third time at length and passed.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Roberts
Adams	Cross	Jackson	Slate
Adwell	Crowe	Jones (E)	Smith (K)
Agee	Culver	Jones (F)	Smith (P)
Baker	Dill	King	Stewart
Bassett	Doss	Lutz	Stokes
Benton	Downing	McCluskey	Straiton
Boles	Drake	McCorquodale	Stubbs
Boutwell	Edwards	Manley	Taylor
Bowers	Ellis	Mathews	Therrell
Brassell	Erdreich	May	Timmons
Carnes	Falkenburg	Mims	Turner
Carter	Flippo	Naramore	Turnham
Casey	Gafford	Nettles	Waggoner
Cauthen	Gloor	O'Daniel	Waldrop
Cherner	Goodwin	Owens	Wallace
Chesnut	Hale	Parker (T)	Warren
Connell	Harris	Perloff	Williams
Coshatt	Headley	Reid (R)	Wise
Cottingham	Hearn	Reynolds	

—79

And the bill:

S. 154. To make appropriations from the Alabama Special Educational Trust Fund.

Was read a third time at length and passed.

Yeas 81; Nays 5.

Yeas:

Mr. Speaker	Crowe	Jones (E)	Roberts
Adams	Culver	Jones (F)	Robertson
Adwell	Doss	King	Slate
Agee	Downing	Lutz	Smith (K)
Baker	Drake	McCluskey	Smith (P)
Bassett	Edwards	McCorquodale	Stewart
Benton	Ellis	Manley	Stokes
Boles	Erdreich	Mathews	Straiton
Boutwell	Falkenburg	May	Stubbs
Bowers	Flippo	Mims	Taylor
Brassell	Goodwin	Naramore	Therrell
Carnes	Grainger	Nettles	Timmons
Carter	Grey (D)	O'Daniel	Turner
Casey	Hale	Owens	Turnham
Cauthen	Hardin	Parker (H)	Waggoner
Chesnut	Harris	Perloff	Waldrop
Connell	Headley	Pruitt	Wallace
Coshatt	Hearn	Reed (T)	Warren
Cottingham	Hill	Reid (R)	Williams
Crawford	Jackson	Reynolds	Wise
Cross			

—81

Nays:

Messrs.:
Cherner

Dill
Gafford

Gloor

Parker (T)

—5

RULE SUSPENDED

On motion of Mr. Grainger, Rule 4 (4), was suspended to allow passage of the bill, H. 392, being other than a local or general bill of local application.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Cross	Hearn	Pruitt
Adams	Crowe	Hill	Reid (R)
Adwell	Culver	Jones (E)	Reynolds
Agee	Dill	Jones (F)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Kinsey	Smith (K)
Bassett	Drake	Lutz	Smith (P)
Boles	Edwards	McCluskey	Stewart
Boutwell	Ellis	McCorquodale	Stokes
Brassell	Erdreich	McDonald	Straiton
Callahan	Falkenburg	Manley	Taylor
Carnes	Flipppo	Mathews	Therrell
Carter	Gafford	May	Timmons
Casey	Gloor	Mims	Turner
Cauthen	Goodwin	Naramore	Turnham
Cherner	Grainger	Nettles	Waldrop
Chesnut	Grey (D)	Owens	Wallace
Connell	Hale	Parker (H)	Warren
Coshatt	Hardin	Parker (T)	Williams
Cottingham	Harris	Perloff	Wise
Crawford			

—81

And the bill:

H. 392. To establish the Alabama Board of Hearing Aid Dealers; to provide for licensure of persons who are dealers and fitters of hearing aids; to provide for the regulation of dispensing and fitting of hearing aids to the public; and to provide for penalties and punishment for violation of this Act.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Brassell	Cottingham	Erdreich
Adams	Callahan	Crawford	Falkenburg
Adwell	Carnes	Cross	Flipppo
Agee	Carter	Crowe	Gafford
Baker	Casey	Culver	Gloor
Bank	Cauthen	Dill	Goodwin
Bassett	Cherner	Doss	Grainger
Benton	Chesnut	Downing	Gray (F)
Boles	Collins	Drake	Grey (D)
Boutwell	Connell	Edwards	Hale
Bowers	Coshatt	Ellis	Hardin

Harris	Manley	Pruitt	Stubbs
Hearn	Mathews	Reid (R)	Taylor
Hill	May	Reynolds	Therrell
Jones (E)	Mims	Roberts	Timmons
Jones (F)	Narmore	Robertson	Turner
King	Nettles	Slate	Turnham
Kinsey	O'Daniel	Smith (K)	Waldrop
Lutz	Owens	Smith (P)	Wallace
McCluskey	Parker (H)	Stewart	Warren
McCorquodale	Parker (T)	Stokes	Williams
McDonald	Perloff	Straiton	

—87

RULE SUSPENDED

On motion of Mr. Downing, Rule 4 (4), was suspended to allow passage of the bill, H. 866, being other than a local or general bill of local application.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Crawford	Headley	Pruitt
Adams	Cross	Hearn	Reid (R)
Adwell	Crowe	Hill	Reynolds
Agee	Culver	Jones (E)	Roberts
Baker	Dill	Jones (F)	Robertson
Bank	Doss	King	Slate
Bassett	Downing	Kinsey	Smith (K)
Boles	Drake	Lutz	Stewart
Boutwell	Edwards	McCluskey	Stokes
Bowers	Ellis	McCorquodale	Straiton
Brassell	Erdreich	McDonald	Stubbs
Callahan	Falkenburg	Manley	Taylor
Carnes	Flippo	Mathews	Therrell
Carter	Gafford	May	Timmons
Casey	Gloor	Mims	Turner
Cauthen	Goodwin	Narmore	Turnham
Cherner	Grainger	Nettles	Waldrop
Chesnut	Grey (D)	O'Daniel	Wallace
Collins	Hale	Owens	Warren
Connell	Hardin	Parker (T)	Williams
Coshatt	Harris	Perloff	Wise
Cottingham			

—85

And the bill:

H. 866. To authorize and direct the Department of Pensions and Security to promulgate rules and regulations establishing a program or programs requiring all able-bodied persons drawing any benefits under any form of welfare program to participate in work programs whenever practical and possible.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Bassett
Adams	Agee	Bank	Benton

Boles	Doss	Jones (E)	Reid (R)
Boutwell	Downing	Jones (F)	Reynolds
Bowers	Drake	King	Roberts
Brassell	Edwards	Kinsey	Robertson
Callahan	Ellis	Lutz	Slate
Carnes	Erdreich	McCluskey	Smith (K)
Carter	Falkenburg	McCorquodale	Stewart
Casey	Flippo	McDonald	Stokes
Cauthen	Gafford	Manley	Straiton
Cherner	Gloor	Mathews	Stubbs
Chesnut	Goodwin	May	Taylor
Collins	Grainger	Mims	Therrell
Connell	Gray (F)	Naramore	Timmons
Coshatt	Grey (D)	Nettles	Turner
Cottingham	Hale	O'Daniel	Turnham
Crawford	Hardin	Owens	Waldrop
Cross	Harris	Parker (T)	Wallace
Crowe	Headley	Perloff	Warren
Culver	Hearn	Pruitt	Williams
Dill	Hill	Reed (T)	Wise

—88

MOTION TO SUSPEND RULES ADOPTED

The motion of Mr. Turnham to suspend the rules in order to take up out of order the bill, H. 609, was adopted.

Yeas 71; Nays 10.

Yeas:

Mr. Speaker	Crowe	Hobbie	Reid (R)
Adams	Dill	Jackson	Reynolds
Agee	Downing	Jones (E)	Roberts
Bassett	Drake	Jones (F)	Robertson
Boles	Edwards	King	St. John
Boutwell	Ellis	Kinsey	Slate
Bowers	Erdreich	Lutz	Smith (K)
Brassell	Falkenburg	McCluskey	Smith (P)
Callahan	Flippo	McCorquodale	Stewart
Carnes	Goodwin	McDonald	Stokes
Carter	Gray (F)	Manley	Straiton
Cauthen	Grey (D)	Mathews	Stubbs
Collins	Hale	May	Turner
Connell	Hardin	Naramore	Turnham
Coshatt	Harris	O'Daniel	Waldrop
Cottingham	Headley	Owens	Warren
Crawford	Hearn	Parker (T)	Williams
Cross	Hill	Reed (T)	

—71

Nays:

Messrs.:	Benton	Gloor	Perloff
Baker	Cherner	Nettles	Timmons
Bank	Culver	Parker (H)	

—10

And the bill:

H. 609. (With Substitute): To regulate the practice of Landscape Architecture; to provide for the registration of qualified persons as professional Landscape Architects; to create a State Board of Registration for Professional Landscape Architects; to provide for the appointment and compen-

sation of its members; to fix the term of members of the Board and to define the powers and duties of the Board; to provide the minimum qualifications and other requirements for registration; to establish fees with expiration and renewal requirements; to limit the public works that can be constructed by the State and political subdivisions thereof without Landscape Architecture supervision by persons properly registered; and to provide for the enforcement of this Act and penalties for its violation; and to repeal conflicting laws.

Was taken up.

The question, then, was on the adoption of the substitute offered by the Standing Committee on Judiciary, said Committee substitute being as follows:

**A BILL
TO BE ENTITLED
AN ACT**

To regulate the practice of Landscape Architecture; to provide for the registration of qualified persons as professional Landscape Architects; to create a State Board of Registration for Professional Landscape Architects; to provide for the appointment and compensation of its members; to fix the term of members of the Board and to define the powers and duties of the Board; to provide the minimum qualifications and other requirements for registration; to establish fees with expiration and renewal requirements; and to provide for the enforcement of this Act and penalties for its violation; and to repeal conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions.

(a) As used in this act, unless a contrary meaning is clearly intended from the context in which the term appears, the following terms have the respective meanings hereinafter set forth or indicated:

(b) "Board" means the Alabama State Board of Examiners of Landscape Architects.

(c) "Landscape Architect" means a person who is engaged or offers to engage in the practice of landscape architecture, as hereinafter defined, in this State.

(d) "Landscape Architecture" means the performance of professional services such as consultation, investigation, research, planning, design, preparation of drawings and specifications and responsible supervision in connection with the development of land areas where, and to the extent that the dominant purpose of such services is the preservation, enhancement or determination of proper land uses, natural land features, planting, naturalistic and aesthetic values, the settings and approaches to structures or other improvements, the setting of grades and determining drainage and providing for standard drainage structures, and the consideration and determination of environmental problems of land including erosion, blight and other hazards. This practice shall include the design of such tangible objects and features as are incidental and necessary to the purpose outlined herein but shall not include the design of structures or facilities with separate and self-contained purposes such as are ordinarily included in the practice of engineering or architecture; and shall not include the making of land surveys of final plats for

official approval or recordation. Nothing contained herein shall preclude a duly licensed landscape architect from performing any of the services described in the first sentence of this subsection in connection with the settings, approaches or environment for buildings, structures, or facilities. Nothing contained in this act shall be construed as authorizing a landscape architect to engage in the practice of architecture, engineering, or land surveying as these terms are defined in Section 9 of this act.

Section 2. Landscape Architecture License Required.

In order to safeguard public welfare, health and property and to promote public good, any person practicing or offering to practice landscape architecture, privately or in public service, shall be required to submit evidence that he is qualified to practice and shall become registered as hereinafter provided. It shall be unlawful for any person to practice landscape architecture or to use the term or title "Landscape Architect" unless duly licensed under the provisions of this act.

Section 3. Requirements for License.

For licensing as a landscape architect, evidence must be submitted that the applicant:

(1) Is at least twenty-one years of age;

(2) Has, before admission to the examination, completed the course of study in and been graduated from a college or school of landscape architecture approved by the Board. He shall also submit before admission to the examination evidence of actual practical experience in landscape architectural work of a grade and character satisfactory to the Board. Each complete year of study in such approved college or school of landscape architecture may be accepted in lieu of one year of such experience, and the applicant must submit evidence of sufficient additional acceptable experience to total six years of combined education and experience. In lieu of graduation from an accredited college or school of landscape architecture, and the practical experience in addition thereto, an applicant may be admitted to the examination upon presenting evidence of at least eight years of actual practical experience in landscape architectural work of a grade and character satisfactory to the Board.

Section 4. Examination.

Examinations for the license shall be held by the Board at least once each year. The Board shall adopt rules and regulations covering the subjects and scope of the examinations, shall publish appropriate announcements, and shall conduct the examinations at the times designated. Except as hereinafter provided in this act to the contrary, every applicant for licensing as a landscape architect shall be required, in addition to all other requirements, to establish by written examination, his competence to plan, design, specify, and supervise the installation of landscape projects. Each written examination may be supplemented by such oral examinations as the Board shall determine.

Section 5. Exception from Examination.

(a) In the case of applications for licensure to practice landscape architecture which are made within 1 year after the effective date of this act, the Board may waive the examination requirements and accept in lieu thereof satisfactory evidence that the applicant is professionally competent to practice

landscape architecture, provided the applicant shall have at least four years experience in the practice of landscape architecture prior to submitting the application.

(b) The Board may also exempt from examination an applicant who holds a license of certificate to practice landscape architecture issued to him upon examination by a legally constituted Board of Examiners of any other State or Washington, D. C. or any other territory or possession under the control of the United States, provided that such requirements of the State in which the applicant is registered are equivalent to those of this State.

Section 6. Reciprocity.

The Board, subject to the provisions of this act and the rules and regulations of the Board promulgated thereunder prescribing the qualifications for a landscape architect license, may permit the practice of landscape architecture in this State under a landscape architect license issued under the laws of any other State, upon payment of the current fee established by the Board, and upon submission of evidence satisfactory to the Board:

(1) That the other State maintained a system and standard of qualifications and examinations for a landscape architect license which were substantially equivalent to those required in this State at the time the license was issued by the other State; and

(2) That the other State gives similar recognition and endorsement to landscape architect licenses of this State.

Section 7. Board of Examiners.

(a) There is hereby created, the Alabama Board of Examiners of Landscape Architects which shall consist of three (3) members. The Board shall be appointed by the Governor with the advise and consent of the Senate. The members of the Board, after the appointment of the original Board, shall be registered landscape architects of recognized standing having engaged in the practice of landscape architecture in the State of Alabama for a period of two (2) years or more at the time of their appointments. The terms of office of said members shall be three (3) years of which one term expires each year; any vacancy occurring at any time in the membership of the Board shall be filled by the Governor appointing a successor for the unexpired term.

(b) The members of the Board shall receive no salary or other compensation for their services as members but shall be reimbursed for reasonable and necessary expenses incurred in carrying out their duties.

(c) The Board shall elect annually from its members a chairman and secretary and the Board shall hold at least two (2) or more meetings each year.

(d) Each member of the Board shall take the oath of office as prescribed by the Constitution of the State of Alabama.

Section 8. Powers and Duties of the Board.

(a) The Board shall have the powers and duties listed in this section.

(b) The Board shall have such employees as may be provided in the annual State budget.

(c) The Board may make, adopt, and amend such rules and regulations as it deems necessary to carry out the provisions of this act.

(d) The Board shall hold at least one meeting per year for the purpose of examining candidates for registration as landscape architects. It may hold such other meetings and hearings as required for the proper performance of its duties under this act.

(e) The Board may adopt a seal for use in transacting its official business.

(f) The Board shall keep a record of its proceedings and shall make an annual report thereon to the Governor.

(g) For the purpose of enforcing the provisions of this act, the Board:

(1) May conduct investigations and hold hearings concerning any matter covered by this act at any time or place within the State of Alabama.

(2) May administer oaths and affirmations, examine witnesses and receive evidence.

Section 9. Persons Exempt.

(1) This act shall not be construed to require licensing in the following cases:

(a) The practice of landscape architecture by any person who acts under the supervision of a registered landscape architect or by an employee of a person lawfully engaged in the practice of landscape architecture and who in either event does not assume responsible charge of design or supervision;

(b) The practice of architecture by a duly registered professional architect and the doing of landscape architectural work by a registered architect or by an employee under supervision of a registered architect, when such work is incidental to their practice.

(c) The practice of engineering by a duly registered professional engineer and the doing of landscape architectural work by a registered engineer or by an employee under supervision of a registered engineer, when such work is incidental to their practice.

(d) The practice of surveying by a duly registered professional land surveyor and the doing of landscape architectural work by a registered professional land surveyor or by an employee under supervision of a registered professional land surveyor, when such work is incidental to their practice.

(e) The practice of landscape architecture by employees of the United States Government while engaged within this State in the practice of landscape architecture for said government.

(f) The practice of planning as customarily done by regional or urban planners.

(g) The practice of arborists, foresters, gardeners, home builders, horticulturists.

(h) The practice of any nurseryman, general or landscape contractor, such practice to include design, planning, location and arrangements of plantings or other ornamental features.

Section 10. Corporation and Partnerships.

(a) A corporation or partnership, as such, may not be licensed or registered to practice landscape architecture or to use any form of the title "Landscape Architect" in connection with the corporate or partnership name.

(b) The right to engage in the practice of landscape architecture is a personal right, based upon the qualifications of the individual evidenced by his license and is not transferable. All final drawings, specifications, plans, reports, or other papers or documents involving the practice of landscape architecture, as defined in Section 1 of this act, when issued, or filed for public record, shall be dated, and bear the signature and seal of the landscape architect or landscape architects who prepared or approved them.

(c) Nothing in subsections (a) and (b) of this section shall be construed to prevent the formation of partnerships and corporations as a vehicle for the practice of landscape architecture subject to the following conditions:

(1) The practice of or offer to practice landscape architecture for others as defined in Section 1 of this act by individual landscape architects licensed under this act through a corporation as officer employees or agents, or through a partnership as partners, officers, employees, or agents, or the offering or rendering of landscape architecture services by a corporation or partnership through individual landscape architects licensed under this act is permitted, subject to the provisions of this act: provided that (1) one or more of the corporate officers in the case of a corporation, or one or more of the partners in the case of a partnership, is designated as being responsible for the professional services described in Section 1 of this act of said corporation or partnership and is a landscape architect under this act; (11) all personnel of said corporation or partnership, who act in its behalf as landscape architects, are licensed under this act; and (111) said corporation or partnership has been issued a certificate of authorization by the Board, as hereinafter provided. The requirements of this act shall not prevent a corporation and its employees from performing landscape architectural services for said corporation or subsidiary or affiliated corporations.

(2) A corporation or partnership desiring a certificate of authorization shall file with the Board an application, on forms provided by the Board listing relevant information, including the names and addresses of all officers and members of the corporation, or officers and partners of the partnership, and also of an individual or individuals duly licensed to practice landscape architecture in this State who shall be in responsible charge of the practice of landscape architecture in this State through said corporation or partnership, and other information required by the Board accompanied by an original authorization fee to be determined by the Board. A form, giving the same information, must accompany the annual renewal fee to be determined by the Board. In the event there should be a change in any of these persons during the year, such change shall be designated on the same form and filed with the Board within thirty (30) days after the effective date of said change. If all of the requirements of this section are met, the Board shall issue a certificate of authorization to such corporation or partnership, and such corporation or partnership shall be authorized to contract for and to collect fees for landscape architectural services.

(3) No such corporation or partnerships shall be relieved of responsibility for conduct or acts of its agents, employees or officers by reason of its compliance with the provisions of this section, nor shall any individual practicing landscape architecture as defined in Section 1 of this act be relieved of responsibility for landscape architectural services performed by reason of his employment or relationship with such corporation or partnership.

Section 11. Penalties.

After the expiration of one (1) year from the effective date of this Act any person, who without possessing a valid, unrevoked certificate as provided

in this act, uses the title or term "Landscape Architect" in any sign, card, listing, advertisement, or in any other manner implies or indicates that he is a landscape architect, as defined in this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) or by imprisonment in the county jail not exceeding six months, or by both such fine and imprisonment. All fines collected pursuant to this section shall be remitted to the State Treasurer and by him credited to the "Landscape Architects Fund" in the State Treasury by the court or officer collecting them.

Section 12. Disciplinary Actions.

Each of the following facts shall constitute a ground for disciplinary action:

(a) That the holder of a certificate of registration is practicing in violation of the provisions of this act.

(b) That the holder of a certificate has obtained the certificate by fraud or misrepresentation, or that the person named in the certificate has obtained it by fraud or misrepresentation.

(c) That the holder of a certificate is impersonating a landscape architect or former landscape architect of the same or similar name, or is practicing under an assumed, fictitious or corporate name.

(d) That the holder of a certificate has aided or abetted in the practice of landscape architecture, any person not authorized to practice landscape architecture under the provisions of this act.

(e) That, in the practice of landscape architecture, the holder of a certificate has been guilty of fraud or deceit.

(f) That, in the practice of landscape architecture, the holder of a certificate has been guilty of negligence or wilful misconduct.

(g) That the holder of a certificate has been guilty of gross incompetence.

(h) That the holder of a certificate has affixed his signature to plans, drawings, specifications or other instruments of service which have not been prepared by him or under his immediate and responsible direction or has permitted his name to be used for the purpose of assisting any person, not a landscape architect, to evade the provisions of this act.

Section 13. Fees.

(a) Every landscape architect shall pay an annual license fee to the Board. The fee shall be due and payable on the first day of January of each year and shall become delinquent after the thirty-first day of January.

(b) If the annual license fee is not paid before it becomes delinquent, a penalty of ten dollars (\$10) shall be added to the amount thereof per year.

(c) If the annual license fee and penalty are not paid before the thirtieth day of June in the year in which they became due, the landscape architect's certificate shall be suspended from and after the expiration of 30 days from the date of mailing of notice of such delinquency by registered or certified mail, return receipt requested, postage prepaid and addressed to the landscape architect at his address as it appears in the records of the Board. The

notice of delinquency shall state that upon the expiration of time herein allowed his certificate will be suspended, unless within said time, the annual license fee and penalty are remitted.

(d) After the certificate has been suspended, it may be reinstated upon the payment of the annual license fee, and such proof of the landscape architect's qualifications as may be required in the sound discretion of the Board.

(e) The Board shall issue a receipt to each landscape architect promptly upon payment of the annual license fee.

Section 14. The fees prescribed by this act shall be in the following amounts:

- (a) The application fee for examination is fifty dollars (\$50).
- (b) The fee for an original certificate is twenty-five dollars (\$25).
- (c) The fee for a temporary certificate is twenty-five dollars (\$25).
- (d) The fee for a duplicate certificate is ten dollars (\$10).
- (e) The annual license fee is twenty-five dollars (\$25).

Section 15. Landscape Architect Fund.

The secretary of the Board shall receive and account for all monies derived under the provisions of this act, and shall not later than the tenth day of each month pay all such monies collected during the previous month to the State Treasurer, who shall keep such monies in a separate fund to be known as the "Landscape Architects Fund." Such fund shall be kept separate and apart from all other monies in the treasury, and shall be paid out for the expenses and compensation of the Board and for enforcing this act only by warrant of the comptroller upon the treasurer, upon itemized vouchers, approved by the president and attested by the secretary of the Board; Provided, however, that no funds shall be withdrawn or expended except as budgeted and allotted according to the provisions of Title 55, Chapter 4, Article 3, Code of Alabama 1940. Under no circumstances shall the total amount of warrants issued by the comptroller in payment of the expenses and compensation of the Board and of enforcing this act exceed the amount provided therefor by the Legislature in the general appropriation bill.

Section 16. Severability.

If any provision of this act is declared unconstitutional or the applicability thereof to any person or circumstances is held invalid, the constitutionality of the remainder of this act and applicability thereof to other persons and circumstances shall not be affected thereby.

Section 17. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	Bassett	Brassell	Casey
Adams	Boles	Callahan	Cauthen
Adwell	Boutwell	Carnes	Cherner
Agee	Bowers	Carter	Collins

Connell	Goodwin	McDonald	Slate
Coshatt	Grainger	Manley	Smith (K)
Cottingham	Gray (F)	Mathews	Smith (P)
Crawford	Hale	May	Stewart
Cross	Hardin	Mims	Stokes
Crowe	Harris	Naramore	Straiton
Dill	Headley	Nettles	Stubbs
Doss	Hearn	O'Daniel	Therrell
Downing	Hill	Owens	Timmons
Drake	Jackson	Parker (H)	Turner
Edwards	Jones (E)	Perloff	Turnham
Ellis	Jones (F)	Pruitt	Waldrop
Erdreich	King	Reid (R)	Wallace
Falkenburg	Kinsey	Reynolds	Warren
Flippo	Lutz	Roberts	Williams
Gafford	McCluskey	Robertson	Wise
Gloor	McCorquodale		

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Nay: Mr. Culver.

—1

And the bill, H. 609, as thus amended:

To regulate the practice of Landscape Architecture; to provide for the registration of qualified persons as professional Landscape Architects; to create a State Board of Registration for Professional Landscape Architects; to provide for the appointment and compensation of its members; to fix the term of members of the Board and to define the powers and duties of the Board; to provide the minimum qualifications and other requirements for registration; to establish fees with expiration and renewal requirements; and to provide for the enforcement of this Act and penalties for its violation; and to repeal conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 81; Nays 0.

Yeas:

Messrs.:	Cross	Hill	Reed (T)
Adams	Crowe	Jackson	Reid (R)
Adwell	Dill	Jones (E)	Reynolds
Agee	Doss	Jones (F)	Roberts
Bassett	Downing	King	Robertson
Boles	Drake	Kinsey	Slate
Boutwell	Edwards	Lutz	Smith (K)
Bowers	Ellis	McCluskey	Smith (P)
Brassell	Erdreich	McCorquodale	Stewart
Callahan	Falkenburg	McDonald	Stokes
Carnes	Flippo	Manley	Straiton
Carter	Gafford	Mathews	Stubbs
Casey	Gloor	May	Timmons
Cauthen	Goodwin	Mims	Turner
Cherner	Grainger	Naramore	Turnham
Chesnut	Gray (F)	O'Daniel	Waldrop
Collins	Hale	Owens	Wallace
Connell	Hardin	Parker (T)	Warren
Coshatt	Harris	Perloff	Williams
Cottingham	Headley	Pruitt	Wise
Crawford	Hearn		

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BILLS INDEFINITELY POSTPONED

On motion of Mr. Downing, all House Bills given their second reading on the Thirty-fourth Legislative Day were indefinitely postponed.

SPECIAL ORDER RESUMED

RULE SUSPENDED

On motion of Mr. Drake, Rule 4 (4), was suspended to allow passage of the bill, H. 2708, being other than a local or general bill of local application.

Yeas 78; Nays 2.

Yeas:

Mr. Speaker	Crawford	Jackson	Reid (R)
Adams	Cross	Jones (E)	Reynolds
Adwell	Culver	Jones (F)	Roberts
Agee	Doss	King	Robertson
Baker	Downing	Lutz	Snell
Bassett	Drake	McCluskey	Stewart
Benton	Edwards	McDonald	Stokes
Boles	Ellis	Manley	Straiton
Boutwell	Erdreich	Mathews	Stubbs
Brassell	Falkenburg	May	Taylor
Callahan	Flippo	Mims	Therrell
Carnes	Gafford	Naramore	Timmons
Casey	Goodwin	Nettles	Turner
Cauthen	Grainger	O'Daniel	Turnham
Cherner	Gray (F)	Owens	Waldrop
Chesnut	Hale	Parker (H)	Wallace
Collins	Hardin	Perloff	Warren
Connell	Headley	Pruitt	Williams
Coshatt	Hearn	Reed (T)	Wise
Cottingham	Hill		

—78

Nays: Messrs. Crowe and Dill.

—2

And the bill:

H. 2708. To amend Title 55, Section 356 of the Code of Alabama 1940, so as to provide that the licenses and permits required by the provisions of this Chapter of the Code shall be the only licenses and permits required by the State of Alabama or any county thereof for wrestling or boxing exhibitions.

Was read a third time at length and passed, and ordered sent forthwith to the Senate without engrossment.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Cherner	Cross
Adams	Brassell	Chesnut	Crowe
Adwell	Callahan	Collins	Culver
Agee	Carnes	Connell	Dill
Baker	Carter	Coshatt	Doss
Bassett	Casey	Cottingham	Downing
Benton	Cauthen	Crawford	Drake

Edwards	Jones (E)	Owens	Stokes
Falkenburg	Jones (F)	Parker (H)	Straiton
Flippo	King	Perloff	Stubbs
Gafford	Lutz	Pruitt	Taylor
Goodwin	McCluskey	Reed (T)	Therrell
Grainger	McDonald	Reid (R)	Timmons
Gray (F)	Manley	Reynolds	Turner
Hale	Mathews	Roberts	Turnham
Hardin	May	Robertson	Waldrop
Headley	Mims	Slate	Wallace
Hearn	Naramore	Smith (P)	Warren
Hill	Nettles	Snell	Williams
Jackson	O'Daniel	Stewart	Wise

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NOTICE IN WRITING

Mr. McCorquodale filed the following Notice in Writing:

Notice is hereby given that on the 35th Legislative Day a motion will be offered to change Rule 4 (4) of the Rules of the House of Representatives of Alabama as follows:

Amend House Rule 4 (4) by deleting therefrom the following words: Provided further, that the House shall not consider a House bill which is amended in the Senate unless said bill is received from the Senate before the House adjourns on the 35th legislative day."

And the bill:

S. 79. To provide further for water pollution control, establishing a new Water Improvement Commission and prescribing its jurisdiction, powers and duties, providing for enforcement of the Act and rules, regulations, and orders of the Commission, prescribing penalties and repealing Act No. 574, Regular Session, 1965, as amended.

Was read a third time at length and passed.

Yeas 92; Nays 1.

Yeas:

Mr. Speaker	Connell	Grey (D)	Mims
Adams	Coshatt	Hale	Naramore
Adwell	Cottingham	Hardin	Nettles
Agee	Crawford	Harris	O'Daniel
Baker	Cross	Headley	Parker (H)
Bank	Crowe	Hearn	Perloff
Bassett	Culver	Hill	Pruitt
Benton	Dill	Jackson	Reed (T)
Boles	Doss	Jones (E)	Reid (R)
Boutwell	Downing	Jones (F)	Reynolds
Bowers	Drake	King	Roberts
Brassell	Edwards	Kinsey	Robertson
Callahan	Ellis	Lutz	St. John
Carnes	Erdreich	McCluskey	Slate
Carter	Falkenburg	McCorquodale	Smith (K)
Casey	Flippo	McDonald	Smith (P)
Cauthen	Gafford	Manley	Snell
Cherner	Gloor	Mathews	Stewart
Chesnut	Goodwin	May	Stokes
Collins	Grainger	Merrill	Straiton

Stubbs
Taylor
Therrell

Timmons
Turner
Turnham

Waldrop
Wallace
Warren

Williams
Wise
Wood

—92

Nay: Mr. Parker (T).

—1

RESOLUTION

The following resolution was introduced:

By Mr. McCorquodale:

H. R. 221. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES That Rule 4 (4) of the Rules of the House of Representatives of Alabama is hereby amended as follows:

Amend House Rule 4 (4) by deleting therefrom the following words: "Provided further, that the House shall not consider a House bill which is amended in the Senate unless said bill is received from the Senate before the House adjourns on the 35th legislative day."

REFERRED TO RULES

The resolution H. R. 221, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 209. University of Alabama Football Team Commended.

Also:

H. J. R. 211. Requesting Local Boards of Education Not to Overland School Busses.

McDOWELL LEE,
Secretary.

S. 49 INDEFINITELY POSTPONED

On motion of Mr. Owens, the bill, S. 49, was indefinitely postponed.

S. 120 INDEFINITELY POSTPONED

On motion of Mr. Owens, the bill, S. 120, was indefinitely postponed.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. O'Bannon:

S. 1250. To amend the title and Section 1 of Act No. 195, S. 424, Regular Session 1967 (Acts 1967, p. 560) which provides further for the supplemental compensation of circuit judges in every circuit composed of only one county having two circuit judges and which county is classified on a population basis.

Also:

By Mr. McLain:

S. 1258. To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be deposited in the general fund of such counties.

Also:

By Mr. McLain:

S. 1260. Relating to counties having a population of not less than 170,000 nor more than 300,000, according to the 1971 or any subsequent Federal Decennial Census; authorizing public hospital corporations organized under the laws of the State of Alabama heretofore or hereafter enacted, with the consent of the governing bodies of said counties and of the largest municipality within said counties to operate a service for the purpose of providing emergency aid, treatment, and emergency transportation for hire to the sick and injured within the counties; providing that such services as are established under the provisions of this act shall be managed, regulated, and controlled by said public hospital corporations; providing that said services may be provided by contract with public or private agencies; authorizing the setting of rates for said services; authorizing the county governing bodies within said population class, and the governing bodies of each municipality within said counties to operate all or any portion of any such service under contract with any such public hospital corporation establishing such service; providing that neither a public hospital corporation as herein described, or any licensee or contractor of said hospital corporation shall use the streets, avenues, alleys or public places of any city or town as contemplated by Section 230 of the Constitution of Alabama, without first obtaining the consent of the proper authorities of such city or town; and repealing all laws or parts of laws in conflict therewith.

Also:

By Mr. Harris:

S. 1262. To amend further the title and Section 1 of Act No. 32, H. 30, Special Session 1965 (Acts 1965, p. 49), as amended, which provides for expense for members of the boards of education in certain counties classified on a population basis.

Also:

By Mr. Hammond:

S. 1265. Relating to all counties having populations of not less than 41,750 nor more than 45,000; providing for compensation or salary of the register of the circuit courts of such counties.

Also:

By Mr. Hammond:

S. 1266. To apply only in counties having populations of not less than 41,750 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

Also:

By Messrs. Edington, Pelham and Noonan:

S. 1268. To provide for funds for maintenance, operation and expansion of county mosquito, rodent and other vector control programs within the county health department under the direction of the county health officer in all counties having populations of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census, requiring financing by a one (1) mil property tax.

Also:

By Mr. McLain:

S. 1272. To amend the title and Section 1 of Act No. 794, H. 1384, of the 1961 Regular Session, pertaining to the coroner in counties having a population of not less than 150,000 nor more than 300,000 according to the most recent federal decennial census, so as to make the same applicable only to counties having a population of 150,000 nor more than 180,000 according to the last or any federal decennial census.

Also:

By Mr. McLain:

S. 1274. To amend Act No. 591, H. 972, 1965 Regular Session, pertaining to probate recording systems in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census, so as to make the same apply only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any federal decennial census.

Also:

By Mr. McLain:

S. 1275. To amend Act No. 323, H. 828, 1959 Regular Session, pertaining to exemption of medical research facilities from building and zoning restrictions and other regulations in counties having a population of not less than 125,000 nor more than 225,000 according to the most recent federal decennial census so as to make the same applicable only to counties having populations of not less than 150,000 and not more than 180,000 according to the last or any subsequent decennial census.

Also:

By Mr. McLain:

S. 1276. To amend the title and Section 1 of Act No. 428, H. 933, of the 1961 Regular Session, pertaining to the establishment of a personnel system in counties having a population of not less than 150,000 nor more than 300,000 and for municipalities in such counties having a population of 5,000

or more people, according to the last or any federal decennial census, so as to make the same applicable only to counties having a population of not more than 150,000 nor less than 180,000 according to the last or any federal decennial census.

Also:

By Mr. McLain:

S. 1277. To amend the Title and Section 1 of Act 25, H. 47, 1962 Ex. Sess., p. 36, applying to the payment of benefits when employee is disabled or killed in counties having a population of 150,000 nor more than 300,000 according to the last or the 1960 or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Also:

By Mr. McLain:

S. 1278. To amend the title and Section 1 of Act No. 416, H. 917, 1955 Regular Session, approved September 9, 1955, pertaining to employees pensions in counties having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Also:

By Mr. McLain:

S. 1279. To amend the title and Section 1 of Act No. 321, S. 344, 1955 Regular Session, approved August 30, 1955, pertaining to pension or retiring allowance plan for employees in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent decennial census.

Also:

By Mr. McLain:

S. 1255. To authorize the governing body of Madison County, Alabama, and the Madison County License Department to establish, when and where desired, offices separate and apart from those provided in the Madison County Courthouse building at Huntsville, Alabama, in various parts of the county for the sole purpose of selling automobile, truck, car, trailer and boat tags.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
COUNTY OF MADISON**

Notice is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize the governing body of Madison County, Alabama, and the Madison County License Department to establish, when and where desired, offices separate and apart from those provided in the Madison County Courthouse building at Huntsville, Alabama, in various parts of the county for the sole purpose of selling automobile, truck, car, trailer and boat tags.

Be It Enacted by the Legislature of Alabama:

Section 1. The governing body of Madison County, Alabama, and the Madison County License Department are hereby granted authority to establish, when and where deemed necessary and advisable, offices of the County License Department in various locations throughout said county, separate and apart from the offices of said Department located in the Madison County Courthouse building at Huntsville, Alabama.

Section 2. Said offices shall be established at the direction of and operated under the authority and responsibility of the Direction of the Madison County License Department, who shall be and he hereby is authorized and empowered to sell and to collect the fees and charges for automobile, truck, car, trailer, and boat tags and or licenses at such offices when so established.

Section 3. The county governing body shall provide the Director of the License Department with such clerical assistance, quarters, books, stationery and supplies, furniture, equipment, postage, travel expenses and such other conveniences as it may consider necessary for the proper and efficient operation of these various offices.

On or before August 15th of each year, the Director of the License Department shall file with the governing body of Madison County a detailed estimate, in such form as that body may prescribe, showing by items the anticipated financial requirements for the operation of these various offices during the ensuing fiscal year. The governing body of the county shall adopt its budget not later than the first regular meeting in October of each year and the budget so adopted shall make such provision with respect to the financial operation of the License Department as the county governing body may determine reasonable and proper.

Section 4. The county governing body is authorized and may charge a fee, not to exceed One (\$1.00) Dollar, in addition to all other fees or charges made or collected by the Madison County License Department and said charge shall be a convenience fee charged only to those persons who purchase automobile, truck, car, trailer and boat tags and or licenses at such offices of said department which are established under and by authority of this Act and operated for the convenience of the citizens of Madison County, Alabama. The said fee shall be paid by the Director of the Madison County License Department to the governing body of said county and paid into the General Fund of said county. Said fee is authorized to offset or compensate Madison County for the operation of those offices located separate and apart from those provided for the Madison County License Department in the Madison County Courthouse and established under and by authority of this Act.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are repealed.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Gary Buckner, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Director of the Huntsville News, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 28, August 3, 9, and 16, all in the year 1971.

GARY BUCKNER.

Sworn to and subscribed before me August 16, 1971.

WILLIAM B. BAKER,
Notary Public.

My commission expires December 17, 1973.

Also:

By Mr. McLain:

S. 1256. Providing for the submission to the qualified voters of Madison County the question of whether or not an annual license tax and registration fee shall be levied in an amount not exceeding \$2.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by an individual who is a resident of Madison County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Madison County with the concurrence of the governing body of the City of Huntsville, providing for the calling, giving of notice, holding, conducting, canvassing, and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and county and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Madison County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Madison County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing emergency medical treatment and emergency transportation, through the use of motor vehicles or aircraft, to the sick and injured within the County of Madison, said service to be maintained in connection with the operation of the Huntsville Hospital Emergency Room, or with the operation of the Huntsville Hospital, or in connection with any other public or private hospital within Madison County, Alabama; requiring the proceeds of said license tax and fee to be paid to the Huntsville Hospital Board, Inc., or to any successor public hospital corporation in t'

event said hospital shall be acquired by such hospital corporation, to be used by said agency for said purpose; and repealing all laws and parts of laws in conflict therewith.

With notice and proof thereto attached and herewith exhibited as follows:

Notice is hereby given that at the 1971 regular session of the Legislature of Alabama, a bill, substantially as follows, will be introduced and application for its passage and enactment will be made.

A BILL
TO BE ENTITLED
AN ACT

Providing for the submission to the qualified voters of Madison County the question of whether or not an annual license tax and registration fee shall be levied in an amount not exceeding \$2.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by an individual who is a resident of Madison County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Madison County with the concurrence of the governing body of the City of Huntsville, providing for the calling, giving of notice, holding, conducting, canvassing, and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and county and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Madison County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Madison County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing emergency medical treatment and emergency transportation, through the use of motor vehicles or aircraft, to the sick and injured within the County of Madison, said service to be maintained in connection with the operation of the Huntsville Hospital Emergency room, or with the operation of the Huntsville Hospital, or in connection with any other public or private hospital within Madison County, Alabama; requiring the proceeds of said license tax and fee to be paid to the Huntsville Hospital Board, Inc., or to any successor public hospital corporation in the event said hospital shall be acquired by such hospital corporation, to be used by said agency for said purpose; and repealing all laws and parts of laws in conflict therewith.

Be It Enacted by the Legislature of the State of Alabama:

Section 1. The governing body of Madison County is authorized to call an election of the qualified voters of said county to determine whether or not a special county license tax and registration fee be levied as hereinafter provided. The election provided for herein shall be called, held, conducted and canvassed and may be contested in the same manner as provided by law for the calling, holding, conducting and canvassing of county bond elections provided, however, the notice of election need be published only once a week in each of two consecutive weeks, the first such publication to be not less than

ten days prior to the date of the election. Elections to authorize the levy of said special county license tax and registration fee may be held as often as ordered by the governing body of Madison County, but if the proposition is submitted to the voters and is defeated, another election shall not be held in one year thereafter.

Section 2. The governing body of Madison County shall declare the results of the election and, if a majority of the qualified voters participating at an election are found to have voted for the levy of the special license tax and registration fee, and if the governing body of the City of Huntsville files with the governing body of Madison County a certified copy of a duly adopted resolution so requesting, the governing body of Madison County may levy, in addition to all other taxes, licenses and fees of every kind now imposed by law, an annual license tax and registration fee in an amount not exceeding \$2.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, which is owned by any individual who is a resident of Madison County and upon every such vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county. The county license tax and registration fee shall become due on the due date of the state license and registration fee levied under the provisions of Article 8, Chapter 20, Title 51, Code of Alabama, 1940 or any laws amendatory thereof or supplementary thereto, next following the levy of said county license tax and registration fee by the governing body of Madison County, and on the same day in each year thereafter.

Section 3. The License Director of Madison County shall collect the annual license tax and registration fee authorized by this Act from the owner of the motor vehicle at the time he collects the state license and registration fee levied on such motor vehicles under the provisions of Article 8, Chapter 20, Title 51, Code of Alabama, 1940, or any laws amendatory thereof or supplementary thereto, and shall maintain complete records of each transaction on forms to be prescribed and furnished by the governing body of Madison County, but the License Director shall not be allowed any fee for collecting the county license tax and registration fee. Until the county license tax and registration fee has been paid, the License Director shall not issue a motor vehicle license tag for use on any motor vehicle upon which a license tax and registration fee is imposed pursuant to this Act.

Section 4. Motor vehicles owned and used by the state and counties or municipalities of this state, shall not be liable for the payment of the county license tax and registration fee authorized by this Act.

Section 5. Statutes providing for the purchase of any motor vehicle license on a monthly declining or half-year basis shall not apply to the license tax and registration fee authorized by this Act.

Section 6. The purchaser of any motor vehicle shall have four days from the date of acquisition within which to pay the county license tax and registration fee authorized herein.

Section 7. The governing body of Madison County shall have the power and authority to adopt and promulgate rules and regulations necessary for the collection and enforcement of the county license tax and registration fee authorized by this Act and to expend so much of the proceeds thereof as may be necessary to collect and enforce the tax and to provide for the evidence of the payment thereof.

Section 8. No motor vehicle upon which a county license tax and registration fee is imposed pursuant to this Act shall be operated upon the public highways of Madison County until said tax and fee shall have been paid as herein provided.

Section 9. The proceeds of the county license tax and registration fee authorized by this act, less the cost of collecting, administering and providing the evidence of the payment thereto shall be used solely for the purpose of providing emergency medical treatment and transportation through the use of motor vehicles or aircraft to the sick and injured within Madison County. Said service and transportation shall be maintained in connection with the operation of the Huntsville Hospital Emergency room, or in connection with the operation of the Huntsville Hospital, or in connection with any other public or private hospital within Madison County, Alabama, and the proceeds of said license tax and fee shall be paid by the License Director of Madison County to the Huntsville Hospital Board, Inc., or to any successor public hospital corporation in the event said hospital shall be acquired by such hospital corporation, to be used by said agency for the purposes herein enumerated, in the event the Huntsville Hospital shall be acquired by another public hospital corporation organized under the laws of the State of Alabama, heretofore or hereafter enacted, the net proceed of said county license tax and registration fee shall be paid over to such public hospital corporation for the aforesaid purposes and, within fifteen days after the end of each month, the License Director of Madison County shall turn over the net proceeds thereof to said public hospital corporation, whose duty it shall be to receipt therefor.

Section 10. All laws and parts of laws in conflict with any provision of this Act are hereby repealed.

Section 11. If any section, clause or provision of this Act, shall be, or declared to be, invalid, this shall not affect any other section, clause or provision hereof not in itself invalid.

Section 12. This Act shall take effect immediately upon its passage by the Legislature and approval by the Governor or upon its otherwise becoming a law.

STATE OF ALABAMA MADISON COUNTY

Before me, Opal H. Dilworth, a Notary Public in and for said State and County, personally appeared Charles B. O'Reilly, Jr. Known to me, who being by me first duly sworn, deposes and says he is Advertising Director of The Huntsville Times, a newspaper published and printed at Huntsville, Madison County, Alabama, and that the attached legal notice was published in said newspaper on August 7, 14, 21 and 23, 1971.

CHARLES B. O'REILLY, JR.,

Sworn to and subscribed before me this the 23rd day of August, 1971.

OPAL H. DILWORTH,
Notary Public.

My commission expires April 9, 1975.

Also:

By Mr. McLain:

S. 1257. To impose a filing fee of One (\$1.00) Dollar on certain instruments, documents and papers filed for record in the office of the Probate

Judge of Madison County and to authorize the governing body of Madison County to impose an additional similar filing fee not to exceed Four (\$4.00) Dollars, the funds collected therefrom to be used exclusively for the funding of the mental health program in Madison County.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
COUNTY OF MADISON**

Notice is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL
TO BE ENTITLED
AN ACT**

To impose a filing fee of One (\$1.00) Dollar on certain instruments, documents and papers filed for record in the office of the Probate Judge of Madison County and to authorize the governing body of Madison County to impose an additional similar filing fee not to exceed Four (\$4.00) Dollars, the funds collected therefrom to be used exclusively for the funding of the mental health program in Madison County.

Be It Enacted by the Legislature of Alabama:

Section 1. The Probate Judge of Madison County will charge a fee of One (\$1.00) Dollar for filing for record or for recording each and every instrument, paper, writing, document, or decree in his office, including but not limited to, each financing statement, deed, contract, mortgage of real or personal property, mechanic's lien, lis pendens, certificate of judgment, lease, assignment, bill of sale, restrictions, deed of trust, affidavit, marriage license, official bond of personal representative such as executor or administrator, decree on lunacy inquisition, decree appointing guardians of minors or persons of unsound mind, decree appointing a guardian ad litem in any proceeding in the Probate Court, capias and certificate or charter to a private corporation.

Section 2. In addition to the fee to be collected by the Probate Judge as set forth in the preceding section of this Act, the Madison County Commission or any like governing body that may hereafter be created for the purpose of governing Madison County, may impose an additional fee for the recordation by the Probate Judge of the instruments and writings described in the preceding section of this Act not to exceed an additional Four (\$4.00) Dollars. Under no circumstances may the additional fee provided for herein for the recording of such papers and instruments exceed Five (\$5.00) Dollars.

Section 3. By the tenth (10th) of the month following collection all funds so collected shall be paid by the Probate Judge into the treasury of Madison County and kept in a fund to be designated the Mental Health Fund. Expenditures from said fund shall be for the benefit and furtherance of the mental health program in Madison County, Alabama. The chairman of the Madison County Commission or like official shall have the power to act for the Madison County Commission or like governing body in the withdrawal and payment of monies from the Mental Health Fund.

Section 4. This Act is cumulative. Nothing herein contained shall alter or change any existing law relating to charges and fees to be collected by the Probate Judge of Madison County.

Section 5. The provisions of this Act are severable. If any section or provision of this Act is declared to be unconstitutional or invalid such declaration will not affect the constitutionality or validity of the remaining portions of this Act.

Section 6. This Act shall become effective upon its passage and approval by the Governor or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Gary Buckner, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Director of the Huntsville News, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 4, 10 and 16, all in the year 1971.

GARY BUCKNER.

Sworn to and subscribed before me August 16, 1971.

WILLIAM B. BAKER,
Notary Public.

My commission expires December 17, 1973.

Also:

By Mr. McLain:

S. 1259. To change the method of compensating the Sheriff of Madison County.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA MADISON COUNTY

Notice is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To change the method of compensating the Sheriff of Madison County.

Be It Enacted by the Legislature of Alabama:

Section 1. The Sheriff of Madison County shall be entitled to receive as compensation a salary of Eighteen Thousand (\$18,000.00) Dollars per annum.

Such salary shall be in lieu of all other compensation, remuneration or repayment of expenses heretofore provided by law, including, but not limited to, fees, commissions, allowances, percentages, charges and expenses for transferring prisoners and insane persons to and from points outside the county, allowances authorized for feeding prisoners and other charges heretofore paid such officer and such salary shall be payable in equal monthly installments out of the General Fund of the County.

Section 2. All fees, commissions, allowances, percentages and other charges heretofore collected for the use of the Sheriff, hereafter shall be collected and paid into the General Fund of the County by the officer authorized by law to make such collection. Such payment into the General Fund of the County shall be made by the tenth (10) day of the month following collection.

Section 3. The county governing body shall likewise provide the Sheriff with such clerical assistance, quarters, books, stationery and supplies, furniture, equipment, postage, travel expense and such other conveniences as it may consider necessary for the proper and efficient operation the Sheriff's office and shall furnish the Sheriff an adequate number of automobiles or other motor vehicles, which shall be repaired, maintained and serviced (including oil, gas, tires, battery service and lubrication necessary for their upkeep and operation; at the Madison County Highway Maintenance Shop, or elsewhere in case of emergency, at the expense of the General Fund of the County under such regulations as the county governing body may prescribe. The Sheriff shall have a chief deputy and such additional deputies as shall be provided in the budget adopted by the governing body of Madison County, Alabama for the operation of said office. Such chief deputy or deputies shall serve at the pleasure of the Sheriff.

On or before August 15 of each year, the Sheriff shall file with the governing body of the County a detailed estimate, in such form as that body may prescribe, showing by items the anticipated financial requirements for the operation of said office during the ensuing fiscal year. The governing body of the County shall adopt its budget not later than the first regular meeting in October of each year and the budget so adopted shall make such provision with respect to the financial operation of the office of the Sheriff as the county governing body may determine reasonable and proper.

Section 4. The provisions of this Act are severable. If any parts of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor or in the alternative at the earliest effective date allowed by law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Gary Buckner, who, being by me first

duly sworn, deposes and says that during the times herein mentioned he was Advertising Director of the Huntsville News, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 28, August 3, August 9, and August 16, all in the year 1971.

GARY BUCKNER.

Sworn to and subscribed before me August 16, 1971.

WILLIAM B. BAKER,
Notary Public.

My commission expires December 17, 1973.

Also:

By Mr. McLain:

S. 1264. Relating to Madison County; to provide that the corporate authorities of any city therein, and the Board of Commissioners, may each establish within the city, or within the county, ambulance service; and that the corporate authorities of any city and the Board of Commissioners may unite in the establishment of such service, making it common for the use of the city and of the county.

With notice and proof thereto attached and herewith exhibited as follows: ¹

STATE OF ALABAMA
COUNTY OF MADISON

A BILL
TO BE ENTITLED
AN ACT

Relating to Madison County; to provide that the corporate authorities of any city therein, and the Board of Commissioners, may each establish within the city, or within the county, ambulance service; and that the corporate authorities of any city and the Board of Commissioners may unite in the establishment of such service, making it common for the use of the city and of the county.

Be It Enacted by the Legislature of Alabama:

Section 1. The corporate authorities of any city in Madison County, and the Board of Commissioners of Madison County, may establish within the city, or within the county, ambulance service for the reception and conveyance of the sick, infirm or injured, and may make all necessary rules and regulations for the control and management thereof. The corporate authorities of any city or cities within the county and the Board of Commissioners may unite in the establishment of such ambulance service, if deemed expedient, making it common for the use of the city and of the county, and in making of rules and regulations for the control and management thereof, and shall jointly have the same powers and authority above conferred on each.

Section 2. The governing body of any such city or the county may appropriate public funds, employ such personnel, and purchase and maintain such equipment and other facilities to aid in maintaining such service for ben-

efit of the residents of the county and city and of citizens traveling within the county. Any ambulance service established under the provisions of this act may pick up or discharge patients beyond the boundaries of the city or county.

Section 3. The governing body of any such city or the county may by ordinance provide for operation of the ambulance service herein authorized and may authorize the service to charge and collect fees for services rendered, provided that such charges shall be based solely on the cost of operating the service, which shall not be operated for profit.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Gary Buckner, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Director of the Huntsville News, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 28, August 3, August 9, and August 16, all in the year 1971.

GARY BUCKNER.

Sworn to and subscribed before me August 27, 1971.

WILLIAM B. BAKER,
Notary Public.

My commission expires December 17, 1973.

Also:

By Mr. Weaver:

S. 1269. Relating to judicial procedure in the Twenty-Ninth Judicial Circuit; regulating and providing further for the separation of the jury by consent in capital or non-capital felony cases in such circuit.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF TALLADEGA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to judicial procedure in the Twenty-Ninth Judicial Circuit; regulating and providing further for the separation of the jury by consent in capital or non-capital felony cases in such circuit.

Be It Enacted by the Legislature of Alabama:

Section 1. If the accused and his counsel and also the prosecuting attorney in the Twenty-Ninth Judicial Circuit of Alabama, in any prosecution for a felony, whether capital or non-capital, consent thereto in open court, the trial court in its discretion may permit the jury trying the case to separate during pendency of the trial whether the jury has retired or not. A separation so permitted shall not create a presumption of prejudice to that accused but on the contrary it shall be prima facie presumed that the accused was not prejudiced by the reason of the separation of the jury.

Section 2. It shall be improper for the trial court to ask the accused, counsel for the accused, or the prosecuting attorney in the hearing of the jury whether or not he or they will consent to a separation of the jury pending the trial. It shall be improper for the accused or counsel for the accused, or the prosecuting attorney to state to the trial court in the hearing of the jury that he or they consent to a separation of the jury pending the trial.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF TALLADEGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Janette M. Vincent, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was clerk of the Daily Home, a newspaper of general circulation published in Talladega County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 8, June 15, June 22, and June 29, all in the year 1971.

JANETTE M. VINCENT.

Sworn to and subscribed before me August 31, 1971.

MARY M. JONES,
Notary Public.

Also:

By Mr. Weaver:

S. 1270. To allow prospective jurors to be excused without the presence of the defendant in the Twenty-Ninth Judicial Circuit of Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF TALLADEGA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To allow prospective jurors to be excused without the presence of the defendant in the Twenty-Ninth Judicial Circuit of Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. In all capital cases where trial by a jury is held before the Circuit Court in the Twenty-Ninth Judicial Circuit of Alabama, the judge presiding over the empanelment of the jury venire in said capital case is authorized to excuse any prospective juror outside the presence of the defendant at any time and place provided said juror has a legal excuse for being excused and it shall be within the discretion of the judge to determine whether said prospective juror's excuse is legal; provided that in no case shall there be a smaller number of jurors to select from in said capital case than provided by statutes now or hereafter in force and effect.

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its approval by the Governor or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF TALLADEGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Janette M. Vincent, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Clerk of the Daily Home, a newspaper of general circulation published in Talladega County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 8, June 15, June 22, and June 29, all in the year 1971.

JANETTE M. VINCENT.

Sworn to and subscribed before me August 31, 1971.

MARY M. JONES,
Notary Public.

Also:

By Mr. Weaver:

S. 1271. To abolish the drawing of special venires in capital cases in the Twenty-Ninth Judicial Circuit of Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF TALLADEGA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To abolish the drawing of special venires in capital cases in the Twenty-Ninth Judicial Circuit of Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. No special venire shall be ordered or drawn for the trial or trials of a defendant or defendants in capital felonies in the Circuit Court of the Twenty-Ninth Judicial Circuit of Alabama, but a defendant or defendants in capital felony cases shall be entitled to strike from a list of not less than thirty competent jurors obtained from the regular juries in the Court.

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its approval by the Governor or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF TALLADEGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Janette M. Vincent, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Clerk of the Daily Home, a newspaper of general circulation published in Talladega County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 8, June 15, June 22, and June 29, all in the year 1971.

JANETTE M. VINCENT.

Sworn to and subscribed before me August 31, 1971.

MARY M. JONES,
Notary Public.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 1250. Standing Committee on Local Legislation No. 1.
- S. 1258. Standing Committee on Local Legislation No. 4.
- S. 1260. Standing Committee on Local Legislation No. 4.
- S. 1262. Standing Committee on Local Legislation No. 1.
- S. 1265. Standing Committee on Local Legislation No. 1.
- S. 1266. Standing Committee on Local Legislation No. 1.
- S. 1268. Standing Committee on Local Legislation No. 3.
- S. 1272. Standing Committee on Local Legislation No. 4.
- S. 1274. Standing Committee on Local Legislation No. 4.
- S. 1275. Standing Committee on Local Legislation No. 4.
- S. 1276. Standing Committee on Local Legislation No. 4.
- S. 1277. Standing Committee on Local Legislation No. 4.
- S. 1278. Standing Committee on Local Legislation No. 4.
- S. 1279. Standing Committee on Local Legislation No. 4.
- S. 1255. Standing Committee on Local Legislation No. 4.
- S. 1256. Standing Committee on Local Legislation No. 4.
- S. 1257. Standing Committee on Local Legislation No. 4.
- S. 1259. Standing Committee on Local Legislation No. 4.
- S. 1264. Standing Committee on Local Legislation No. 4.
- S. 1269. Standing Committee on Local Legislation No. 1.
- S. 1270. Standing Committee on Local Legislation No. 1.
- S. 1271. Standing Committee on Local Legislation No. 1.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Horne:

S. J. R. 106. WHEREAS, James W. and Virginia H. Goodwin have been loyal and devoted supporters of Auburn University for many years, contributing to the enrichment of the institution in many ways; and

WHEREAS, this devotion has been demonstrated by a recent gift which will enable the construction of a much-needed facility to house the University's 200-member band; and

WHEREAS, this outstanding act of philanthropy will add immeasurably to the morale and excellence of the University band as it makes its contribution to the thousands of persons who hear it each year; and

WHEREAS, Mr. Goodwin, who was a civil engineering graduate of Auburn University in the class of 1927, is a life member of the Auburn Alumni Association; and

WHEREAS, the Auburn University Board of Trustees has unanimously recommended the naming of this important facility for Mr. and Mrs. Goodwin, now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, that in recognition of the Goodwin's outstanding loyalty and dedication to Auburn University and the people of Alabama, that this building be designated, named and known as the Goodwin Building.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Mr. and Mrs. Goodwin and their daughter, Joy Elizabeth, so that they may know of this tribute to them.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The resolution, S. J. R. 106, set out in the above and foregoing Message from the Senate was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bill and ordered same sent forthwith to the House without engrossment:

By Mr. Cooper:

S. 544. To amend Section 5 of Act No. 613, S. 190, Regular Session 1969 (Acts of 1969, p. 1119), relating to prohibition of feeding garbage to swine by extending the date on which said Act shall become effective.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bill, the title of which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 544. Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Hammond:

S. J. R. 7. THE CREATION OF A HIGHWAY POLICY AND PLANNING COMMISSION.

WHEREAS, the Joint Interim Study Committee on Highway Financing, has recommended the creation of a Highway Policy and Planning Commission to establish a long-range financing program for federal, state, city and county highways; and

WHEREAS, this body feels that such a commission will serve the best interests of the people of Alabama in studying current conditions, future needs, and present and projected sources of revenue for an expanded highway program; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That a Highway Policy and Planning Commission is hereby established, consisting of three Senators appointed by the Lieutenant Governor and three Representatives appointed by the Speaker of the House.

BE IT FURTHER RESOLVED, That the members of the Highway Policy and Planning Commission shall serve without pay, but shall receive their regular legislative per diem and expense allowance for each day spent in the performance of their duties. Provided that said commission shall not meet more than ten (10) calendar days in any one calendar year.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The resolution, S. J. R. 7, set out in the above and foregoing Message from the Senate was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 216. CONGRATULATING REPRESENTATIVE AND MRS. FRED BARKETT ON THEIR RECENT MARRIAGE.

Also:

H. J. R. 218. Naming the new Band Building at Auburn University the "Goodwin Building".

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House.

H. 29. To provide that any person who is an employee or retired employee of the State and covered by or retired under the State Employee Retirement System and who becomes director or other employee of any department may elect to continue or resume his participation in said retirement system, and to provide that the appropriate department may expend any funds appropriated to it for matching such employee's contributions to the retirement system under the provisions of this Act.

Also:

H. 128. To amend Code of Alabama 1940, Title 32, Section 12, in relation to the mileage allowance provided members of the legislature.

Also:

H. 175. Relating to the Eighth Judicial Circuit; providing for additional circuit court judge in such circuit.

Also:

H. 437. To provide for a comprehensive land management and use program in flood-prone areas of this state so as to make flood insurance available under the National Flood Insurance Act of 1968; to declare the public need for such program; to define terms; to authorize and require the county governing body in each county to prescribe criteria for land management and use in such areas, including control measures, subdivision planning requirements, building and health code requirements; to require certain permits prior to commencing construction; and to prescribe penalties for violations.

Also:

H. 584. To authorize the County Commissions of the several counties to appoint a County Engineer or a Chief Engineer of the Division of Public Roads to provide for his compensation; to provide for the qualifications and duties; and to provide for State participation of the salary of said Engineer.

Also:

H. 732. To establish the Alabama Peace Officers Standards and Training Commission; to prescribe its functions, duties and powers relating to the selection, recruitment and training of law enforcement officers and the work of law enforcement agencies in the State; to prescribe minimum standards for law enforcement officers; to grant to the Commission power to establish standards and issue and promulgate rules and regulations; to make the violation of certain provisions of this Act or the standards, rules and regulations of the Commission a misdemeanor; to establish the Alabama Peace Officers Standards and Training Commission Fund to make biennial appropriations from such Fund to the Commission for the fiscal years 1971-72 and 1972-73; to authorize participation in the program of the Commission by State, county and municipal law enforcement agencies.

Also:

H. 991. To further amend Section 10 of Act No. 424, H. 413, Legislature of 1963, Regular Session, approved September 2, 1963 (Acts of 1963,

Vol. 2, p. 931), as amended by Act No. 118, H. 35, Legislature of 1965, approved September 30, 1965 (Acts of 1965, 2nd and 3rd Spec. Sessions, p. 163), an Act regulating the labeling, sale, offering or exposing for sale or distribution of agricultural, vegetable, flower, tree, shrub and herb seeds; amending Section 10 of said Act, as amended, which relates to the annual permit and permit fee required to be paid for the sale, offering for sale, distribution and processing of agricultural, vegetable, herb, tree, shrub or flower seeds.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 80. Relating to education; providing for The Drug Abuse Education Act of 1971; establishing a program of drug, narcotic, alcohol and tobacco education; providing for the administration and regulation of such program; and providing an appropriation therefor.

Also:

H. 461. To amend Title 13, Section 241, Code of Alabama, 1940, pertaining to expenses of district attorneys outside of their home counties.

Also:

H. 1021. To provide for the retirement of employees under the State Retirement System who have obtained the age of 50 and have at least 30 years service and to repeal all laws or parts of laws in conflict with the provisions of this Act.

Also:

H. 1124. To amend Sections 1, 5, 7, and 8 of Act No. 515, HB 93, Approved July 9, 1945 (General Acts 1945, Page 734), as amended, which relates to the Employees' Retirement System of Alabama.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bills and ordered same sent forthwith to the House without engrossment:

By Mr. Wilson:

S. 545. To amend Section VII of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe pen-

alties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to strengthen abatement and prevention of water pollution; and so as to prescribe procedures to be followed in the event an operator uses explosives in a surface mining operation; so as to strengthen grading requirements of affected land.

Also:

By Mr. Wilson:

S. 546. To amend Section VIII of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to specify additional duties of the inspectors.

Also:

By Mr. Wilson:

S. 547. To amend Section V of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to prescribe additional conditions that must be considered before a surface mining permit can be issued.

Also:

By Mr. Wilson:

S. 548. To amend Section XI of Act No. 399, 1969 Acts of Alabama (p. 773) entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to increase the penalties prescribed therein; and to provide for a procedure whereby any citizen of this State may, under certain conditions, seek enforcement of the provisions of this act when those whose duty is to enforce said act fail to do so.

Also:

By Mr. Wilson:

S. 549. To amend Section IX of Act No. 399, 1969 Acts of Alabama (p. 773) entitled "An Act to provide for the regulation of surface mining and

the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to increase the penalty for failure to comply with the conditions of the performance bond.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bills, the titles of which are set out in the above and foregoing Message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

- S. 545. Standing Committee on Commerce and Transportation.
- S. 546. Standing Committee on Commerce and Transportation.
- S. 547. Standing Committee on Commerce and Transportation.
- S. 548. Standing Committee on Commerce and Transportation.
- S. 549. Standing Committee on Commerce and Transportation.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 360. To provide for the legal possession of certain quantities of state tax-paid alcoholic beverages for private use in any county of this State; providing penalties for violations.

Also:

H. 368. To amend Section 12(2), Title 51, Code of Alabama 1940, Recompiled 1958, relating to tax on non-profit associations.

Also:

H. 881. To provide a Uniform Standards Code for the protection of life and property.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and passed the following Senate Bill and ordered same sent forthwith to the House without engrossment:

By Messrs. Wilder and Pelham:

S. 421. Relating to banks and banking; amending further Code of Alabama 1940, Title 5, Section 91, which relates to filing fees for permits to transact business; amending such section to prescribe fees to be paid with the application for a permit for the merger of two or more banks, and providing for the disposition of such fees.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The Senate Bill, the title of which is set out in the above and foregoing Message from the Senate, was read one time and referred to appropriate Standing Committee as follows:

S. 421. Standing Committee on Banking.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 360. To provide for the legal possession of certain quantities of state tax-paid alcoholic beverages for private use in any county of this State; providing penalties for violations.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

SIGNING OF THE BILL

To The House of Representatives:

I hereby certify that the House Joint Resolutions and House Bills herein-after mentioned were delivered to the Executive Department on the date and hour named, and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 11:20 A.M. on September 14, 1971:

H. 1609

H. 1610

H. 1611

H. 1612
H. 1613
H. 1614
H. 1615
H. 1616
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H. 1618
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H. 1794
H. 1795
H. 1816
H. 1875
H. 1966
H. 1994
H. 2046
H. 2066

H. 2088

H. 2090

H. 2091

H. 2092

H. 2093

H. 2095

H. 2096

H. 2094

H. 2097

H. 2098

H. 2099

H. 2100

H. 2101

H. 2102

H. 2103

H. 2104

H. 2105

H. 2106

H. 2107

H. 2108

H. 2110

H. 2111

H. 2112

H. 2113

H. 2114

H. 2115

H. 2116

H. 31

H. 367

H. 790

H. 506

H. 970

H. 129

H. 844

H. 379
H. 79
H. 2052
H. 1271
H. 1387
H. 2216
H. 2039
H. 2040
H. 290
H. 519
H. 1600
H. 1601
H. 2170
H. 2171
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H. 2162

H. 2163

H. 2164

H. 2165

H. 2166

H. 2167

H. 2168

H. 2169

H. 47

H. 2224

H. J. R. 151

H. J. R. 172

H. J. R. 145

Delivered to the Secretary of State at 11:35 A.M. on September 14, 1971:

H. 2292 (Constitutional Amendment)

Delivered to the Governor at 4:55 P.M. on September 14, 1971:

H. 2049

H. 2234

H. 2235

H. 2236

H. 2333

H. 2334

H. 2335

H. 2338

H. 2406

H. 2407

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H. 1607
H. 1608
H. 1831

H. 1214

H. 2667

H. 2668

H. 2672

H. 2673

H. 1520

H. 544

H. 2243

H. 1272

Delivered to the Secretary of State at 5:00 P.M. on September 14, 1971:

H. 2452 (Constitutional Amendment)

Delivered to the Governor at 11:00 P.M. on September 14, 1971:

H. 360

JOHN W. PEMBERTON,
Clerk.

ADJOURNMENT

On motion of Mr. Perloff, the House adjourned until 11:00 o'clock a.m.,
Thursday, September 16, 1971.

Yeas 53; Nays 39.

Yeas:

Messrs.:	Connell	Hale	Reid (R)
Agee	Cottingham	Hardin	Reynolds
Baker	Crawford	Harris	Roberts
Bank	Cross	McCorquodale	St. John
Barkett	Culver	McDonald	Slate
Bassett	Dill	Manley	Smith (K)
Benton	Downing	Mathews	Taylor
Boutwell	Drake	Merrill	Therrell
Brassell	Edwards	Naramore	Turner
Carnes	Falkenburg	Nettles	Turnham
Carter	Gafford	O'Daniel	Waldrop
Casey	Gloor	Perloff	Weeks
Cauthen	Goodwin	Pruitt	Wood
Chesnut	Grey (D)		

—53

Nays:

Mr. Speaker	Erdreich	Lutz	Snell
Adams	Flippo	McCluskey	Stokes
Adwell	Grainger	May	Straiton
Boles	Headley	Meeks	Stubbs
Bowers	Hearn	Mims	Timmons
Callahan	Hill	Owens	Waggoner
Cherner	Hobbie	Parker (H)	Wallace
Collins	Jackson	Parker (T)	Warren
Doss	Jones (F)	Robertson	Williams
Ellis	Lang	Smith (P)	

—39

THIRTY-FIFTH DAY

House of Representatives
Montgomery, Alabama
Thursday, September 16, 1971

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by the Reverend Vandy S. Pope of Atlanta, Georgia.

ROLL CALL

On a call of the roll of the House, the following members answered to their names:

Mr. Speaker	Cross	Hobbie	Reid (R)
Adams	Crowe	Jackson	Reynolds
Adwell	Culver	Jones (E)	Roberts
Agee	Dill	Jones (F)	Robertson
Baker	Doss	King	St. John
Bank	Downing	Kinsey	Slate
Barkett	Drake	Lang	Smith (K)
Bassett	Easters	Lutz	Smith (P)
Benton	Edwards	McCluskey	Snell
Boles	Ellis	McCorquodale	Stewart
Boutwell	Erdreich	McDonald	Stokes
Bowers	Falkenburg	Manley	Straiton
Brassell	Fite	Mathews	Stubbs
Burgess	Flippo	May	Taylor
Callahan	Gafford	Meeks	Therrell
Carnes	Gloor	Merrill	Timmons
Carter	Goodwin	Mims	Turner
Casey	Grainger	Naramore	Turnham
Cauthen	Gray (F)	Nettles	Waggoner
Cherner	Grey (D)	O'Daniel	Waldrop
Chesnut	Hale	Owens	Wallace
Collins	Hardin	Parker (H)	Warren
Connell	Harris	Parker (T)	Weeks
Coshatt	Headley	Perloff	Williams
Cottingham	Hearn	Pruitt	Wise
Crawford	Hill	Reed (T)	Wood

—104

A quorum was present.

REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the thirty-fourth legislative day and finds the same to be correct.

TOM DRAKE,
Chairman.

On motion of Mr. Gloor, the reading at length of the Journal of the House for the thirty-fourth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the thirty-fourth legislative day was approved.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the resolution, H. R. 221, and ordered same returned to the House with a favorable report.

Mr. Cherner offered the following substitute to the resolution, H. R. 221:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES That Rule 4 (4) of the Rules of the House of Representatives of Alabama is hereby suspended as follows for the 35th Legislative Day of the Regular Session of the 1971 Regular Session:

That portion of House Rule 4(4) reading as follows is hereby suspended: "Provided further, that the House shall not consider a House bill which is amended in the Senate unless said bill is received from the Senate before the House adjourns on the 35th Legislative Day."

MOTION TO TABLE

On motion of Mr. McCorquodale, the motion of Mr. St. John to temporarily carry over the substitute offered by Mr. Cherner to the resolution, H. R. 221, was tabled.

Yeas 73; Nays 20.

Yeas:

Mr. Speaker	Crawford	Hobbie	Reid (R)
Adams	Culver	Jackson	Reynolds
Adwell	Downing	Jones (E)	Roberts
Agee	Drake	Jones (F)	Slate
Bank	Easters	Lang	Smith (P)
Barkett	Edwards	Lutz	Snell
Bassett	Ellis	McCluskey	Stokes
Boles	Falkenburg	McCorquodale	Stubbs
Boutwell	Fite	Mathews	Taylor
Bowers	Gafford	Meeks	Therrell
Brassell	Gloor	Merrill	Timmons
Callahan	Goodwin	Mims	Turner
Carnes	Grainger	Naramore	Waggoner
Casey	Grey (D)	Nettles	Waldrop
Cauthen	Hardin	O'Daniel	Wallace
Cherner	Harris	Owens	Warren
Collins	Headley	Parker (T)	Weeks
Connell	Hearn	Perloff	Williams
Cottingham			

—73

Nays:

Messrs.:	Cross	Gray (F)	Manley
Baker	Dill	Hale	Robertson
Benton	Doss	Hill	St. John
Carter	Erdreich	King	Stewart
Chesnut	Flippo	Kinsey	Wood
Coshatt			

—20

The question, then, was on the adoption of the substitute offered by Mr. Cherner, and the substitute was adopted.

Yeas 90; Nays 8.

Yeas:

Mr. Speaker	Crawford	Jackson	Reid (R)
Adams	Cross	Jones (E)	Reynolds
Adwell	Culver	Jones (F)	Roberts
Agee	Dill	Kinsey	St. John
Bank	Doss	Lang	Slate
Barkett	Downing	Lutz	Smith (K)
Bassett	Drake	McCluskey	Smith (P)
Benton	Easters	McCorquodale	Snell
Boles	Edwards	McDonald	Stokes
Boutwell	Ellis	Manley	Stubbs
Bowers	Falkenburg	Mathews	Taylor
Brassell	Fite	May	Therrell
Callahan	Gafford	Meeks	Timmons
Carnes	Gloor	Merrill	Turner
Carter	Goodwin	Mims	Turnham
Casey	Grainger	Naramore	Waggoner
Cauthen	Grey (D)	Nettles	Waldrop
Cherner	Hale	O'Daniel	Wallace
Chesnut	Hardin	Owens	Warren
Collins	Harris	Parker (T)	Weeks
Connell	Headley	Perloff	Williams
Coshatt	Hearn	Pruitt	Wise
Cottingham	Hobbie		

—90

Nays:

Messrs.:	Gray (F)	King	Stewart
Baker	Hilli	Robertson	Wood
Flippo			

—8

And the resolution, H. R. 221, as amended, was adopted.

Yeas 86; Nays 9.

Yeas:

Mr. Speaker	Collins	Hardin	Mims
Adams	Connell	Harris	Naramore
Adwell	Coshatt	Headley	Nettles
Agee	Cottingham	Hearn	O'Daniel
Bank	Crawford	Hobbie	Owens
Barkett	Culver	Jackson	Parker (T)
Bassett	Downing	Jones (E)	Perloff
Benton	Drake	Jones (F)	Pruitt
Boles	Easters	Kinsey	Reid (R)
Boutwell	Edwards	Lang	Reynolds
Bowers	Ellis	Lutz	Roberts
Brassell	Falkenburg	McCluskey	St. John
Callahan	Fite	McCorquodale	Slate
Carnes	Gafford	McDonald	Smith (K)
Carter	Gloor	Manley	Smith (P)
Casey	Goodwin	Mathews	Snell
Cauthen	Grainger	May	Stokes
Cherner	Grey (D)	Meeks	Stubbs
Chesnut	Hale	Merrill	Taylor

Therrell	Waldrop	Weeks	Wise	
Turner	Wallace	Williams	Wood	
Waggoner	Warren			—86

Nays:

Messrs.:	Dill	Gray (F)	King	
Baker	Erdreich	Hill	Robertson	
Cross	Flippo			—9

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the resolution, S. J. R. 70, and ordered same returned to the House with a favorable report.

Mr. Bank offered the following substitute to the resolution:

S. J. R. 70. WHEREAS, It is the right of every citizen to have access to adequate health care, regardless of social status, area of residence, or economic position, and

WHEREAS, It is the responsibility of the State of Alabama, in the exercise of its Constitutional powers, to adopt all measures necessary to assure the availability of health care services, and

WHEREAS, There is an apparent need for innovative approaches to provide additional access to health care services, and

WHEREAS, There now appears to be an urgent need for careful study into such areas as (1) entry into the health care systems, (2) delivery of highest quality health care services, (3) adequate supply and distribution of trained manpower, (4) financing, (5) consumer health education, and (6) consumer protection against overutilization and excessive charges, and

WHEREAS, The availability of the aforementioned health care services has now been brought to the forefront in the 1971 Regular Session of the Alabama Legislature by the introduction of over two hundred health-related bills, including House Bill 841 and Senate Bill 492, which bills propose to restructure the State Board of Health, now therefore be it

RESOLVED, Both Houses concurring, that there immediately be created a Health Study Commission to make recommendations to the Legislature in such areas as (1) entry into the health care systems, (2) delivery of highest quality health care services, (3) adequate supply and distribution of trained manpower, (4) financing, (5) consumer health education, and (6) consumer protection against over-utilization and excessive charges, and be it further

RESOLVED, That the Health Study Commission also be directed to determine and make recommendations on the best composition of the State Board of Health and other health-related matters, and be it further

RESOLVED, That the Health Study Commission shall be composed of thirteen qualified members as follows: five duly licensed physicians chosen by the Medical Association of the State of Alabama, one of which shall be a physician-educator; one dentist chosen by the Alabama Dental Association; one registered professional nurse chosen by the Alabama State Nurses' Association; one veterinarian chosen by the Alabama Veterinary Medical Association.

tion; one hospital administrator chosen by the Alabama Hospital Association; one pharmacist chosen by the Alabama Pharmaceutical Association; one member of the Health Committee of the House of Representatives chosen by the Speaker of the House; one member of the Senate Health Committee chosen by the President of the Senate; and one member of the public at large chosen by the members of the Commission, as appointed, and be it further

RESOLVED, That the Commission shall be authorized to appoint such advisory and consulting committees as it may deem necessary, and be it further

RESOLVED, That all State agencies are hereby instructed to cooperate with the said Health Study Commission in the performance of its duties and that the Commission or its representatives shall be empowered to utilize existing studies compiled by said State agencies, and be it finally

RESOLVED, That as a final function of the Commission shall report its conclusions and recommendations to the Speaker of the House, President of the Senate and the Governor of the State of Alabama not later than the third legislative day of the 1973 Regular Session of the Alabama Legislature.

And the substitute was adopted.

And the resolution, S. J. R. 70, as amended, was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the resolution, S. J. R. 7, and ordered same returned to the House with a favorable report, with amendment, said amendment being as follows:

At the end of paragraph three, delete the period following the word "House" and insert in lieu thereof a comma, and add the following words at the end of the paragraph: the Highway Director, the Finance Director, the Lieutenant Governor, and the Speaker of the House.

And the amendment was adopted.

And the resolution, S. J. R. 7, as amended, was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 1207. Relating to counties having a population of not less than 41,750 nor more than 45,000 according to the most recent federal decennial census; to provide for a clerk hire allowance for the Board of Registrars of said county.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 1018. Providing for the collection of a filing fee on instruments, documents and papers filed for record in the office of the Probate Judge of each county having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census; further providing that the governing body of such counties may impose an additional filing fee for the filing and recording of the enumerated instruments.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bill:

S. 652. To authorize the use of beds in tuberculosis sanatoria or tuberculosis hospitals receiving a State subsidy for tuberculosis treatment for general or special hospital purposes after licensure therefor and when such beds are not needed for treatment of tuberculosis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 415. To designate the State Board of Health as the responsible agency and to authorize it to establish and enforce rules and regulations for training, licensing and related requirements for ambulance operators, attendants, and drivers; to establish and enforce rules and regulations for the operations, design, equipment and inspection and licensing of ambulances; and to establish requirements for the operation and coordination of ambulances; to provide for violations of rules and regulations established hereunder; exempting certain volunteer rescue squads from the provisions of this Act.

Also:

S. 431. To provide for and prescribe the form of government for all cities having a population of not less than 70,000 nor more than 135,000 inhabitants according to the last federal census or any subsequent regular decennial federal census.

Also:

S. 750. To apply only in counties having populations of not less than 110,000 nor more than 150,000; providing further for the compensation of certain officers of the county courts of such counties.

Also:

S. 777. Relating to counties having a population of not less than 110,000 nor more than 150,000; fixing the compensation of certain officers in such counties.

Also:

S. 1200. To amend the title and Section 1 of Act No. 602, H. 1162, Regular Session 1961 (Acts 1961, p. 713) which fixes the compensation of the coroner in certain counties classified on a population basis.

Also:

S. 23. To provide further for the management of the trial courts of the State and the continual improvement thereof; to establish a State Department of Court Management, to prescribe its powers, functions and duties; to provide for its officers and employees; to authorize such department to conduct studies, projects and functions designed to improve the administration of justice, the courts and continuing legal and judicial education and to authorize the use of the services of any member of the judiciary in connection therewith; to authorize county governing bodies to provide for or assist in providing for court management departments, projects and studies and to provide or assist in providing continuing legal and judicial education to judges and other court officers and employees; to place certain duties on the Chief Justice of the Alabama Supreme Court; and to make appropriations to carry out the provisions of this act.

Also:

S. 42. To amend Section 28 G, Act No. 91, 1969 Special Session of the Alabama Legislature, (Acts of 1969, p. 136) in order to provide that an appropriation for the fiscal year ending September 30, 1970, "For the construction of a high school at Fayette" be changed to read "For the construction of a school, schools, or other educational facilities in Fayette County"; to make the provisions of this Act retroactive to the effective date of the original Act.

Also:

S. 48. To repeal Sections 21, 22, 23, and 25 of Title 13, Code of Alabama 1940 and Section 7 of Act 987, Regular Session, 1969, all of which relate to the submission of cases in the appellate courts of the state.

Also:

S. 60. To amend Section 28 D, Act No. 91, 1969 Special Session of the Alabama Legislature, (Acts of 1969, p. 136) in order to provide that an appropriation for the fiscal year ending September 30, 1970, "For the construction of a school at Camden (Wilcox County High School)" be changed to read "For the construction of a school or schools in Wilcox County"; to make the provisions of this Act retroactive to the effective date of the original Act.

Also:

S. 79. To provide further for water pollution control, establishing a new Water Improvement Commission and prescribing its jurisdiction, powers and duties, providing for enforcement of the Act and rules, regulations, and orders of the Commission, prescribing penalties and repealing Act No. 574, Regular Session, 1965, as amended.

Also:

S. 154. To make appropriations from the Alabama Special Educational Trust Fund.

Also:

S. 212. To provide for payment of actual necessary travel expense of the State Treasurer and the Commissioner of Agriculture and Industries when traveling within the State of Alabama on business of the State.

Also:

S. 214. To amend Sections 8, 14, 26 and 36 (1) of Title 29, Chapter I, Code of Alabama 1940; providing that liquor stores may accept in payment of liquor certified checks, cashiers checks or checks guaranteed by a commercial bank who are members of FDIC rather than for cash only; to increase the amount of filing fee for application for hotels, restaurants or club liquor license; to increase the amount of filing fee for application for distributors, wholesale or retail licenses; to regulate the consumption of alcoholic beverages on Sunday.

Also:

S. 308. To further amend Section 257, Title 13, Code of Alabama 1940, as amended, which fixes the compensation of the deputy district attorney of certain counties.

Also:

S. 315. To amend Section 223 of Title 52 of the Code of Alabama of 1940 relating to the sale of warrants by boards of education so as to permit bidders for such warrants to submit with their bids a good faith check in the form of not only a certified check but also a bank cashier's check or a bank treasurer's check drawn on a member bank of the Federal Reserve System, and so as to make further provisions respecting the manner in which a high-bidder for such warrants shall be determined.

Also:

S. 345. To provide that psychiatric services rendered in state mental hospitals and facilities shall be compensable in any policy or contract of insurance covering psychiatric services.

Also:

S. 346. Relating to mental health; providing for the confidentiality of information, records, research data with mental health care delivery system; authorizing Commissioner of Mental Health to receive research data; prohibiting identification of persons and providing a penalty for violation.

Also:

S. 347. To amend Act No. 125, S. 86, Special Session 1909 (Acts 1909, p. 163), an act relating to the authority of a probate judge to expend monies in his charge for the support of minors or persons of unsound mind.

Also:

S. 383. To amend the Title and Sections 1 and 2 of Act No. 756 enacted at the 1951 Regular Session of the Legislature of Alabama, as heretofore amended, so as to include pollution control facilities.

Also:

S. 384. To make further provisions with respect to public corporations, commonly referred to as industrial development boards, heretofore or

hereafter organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as originally adopted or as at any time amended, so as to authorize each such public corporation to sell and issue its bonds for, and to acquire, construct, enlarge, improve, replace, equip, maintain, lease and dispose of, pollution control facilities.

Also:

S. 446. To make an appropriation to the Alabama State Board of Public Accountancy.

Also:

S. 481. Further amending Act No. 47, Special Session 1961 (Acts 1961, p. 1904) now appearing in Alabama Code, Recompiled 1958, as Title 51, Section 12 (2); providing exemptions from taxation and licensing of certain charitable, religious, or civic organizations.

Also:

S. 483. To further amend Act No. 422 of the 1951 Regular Session of the Legislature of Alabama, as amended; to regulate through licensure the business, occupation, or calling of real estate brokers, and real estate salesmen: defining terms; creating the Alabama Real Estate Commission, and prescribing the jurisdiction, authority, powers and duties thereof: fixing the qualifications of real estate brokers and real estate salesmen and prescribing the procedure for obtaining a license to engage in such business, occupation, or calling, providing for the suspension or revocation of licenses issued; providing penalties for violations of this Act or rules, regulations, and orders issued under the authority thereof; making appropriations; and repealing conflicting laws.

Also:

S. 508. To further amend Act No. 95 of the Regular Session of the Legislature of Alabama of 1965, (Alabama Acts, 1965, Page 120 et seq.) to provide for the appointment of counsel for indigent defendants at preliminary examinations in the Criminal Court of Jefferson County in criminal cases wherein the defendant is charged with a serious offense; to provide for the compensation of counsel in such cases from funds in the general funds of Jefferson County, Alabama; to provide that the County Treasurer pay such funds to counsel upon approval of one of the judges of the Criminal Court of Jefferson County.

Also:

S. 652. To authorize the use of beds in tuberculosis sanatoria or tuberculosis hospitals receiving a State subsidy for tuberculosis treatment for general or special hospital purposes after licensure therefor and when such beds are not needed for treatment of tuberculosis.

Also:

S. 782. To regulate the compensation payable by the county to the stenographic secretary of the district attorney of any circuit in this state composed of one county having a population of not less than 110,000 nor more than 150,000.

Also:

S. 786. To permit banks now or hereafter having a combined paid-in capital and paid-in or earned surplus of at least seven hundred fifty thousand

dollars, whose principal place of business is situated in counties having a population according to the 1970 or any subsequent decennial census of the United States of not less than 110,000 nor more than 150,000 inhabitants, to establish, maintain, or operate new branches or branch banks, branch offices, branch agencies, additional offices or branch places of business within the limits of such county in which the principal place of business of said bank is situated, for the receipt of deposits, payment of checks, lending of money, and the conduct of a general banking and trust business, by and with the written consent of the State Superintendent of Banks.

Also:

S. 946. To amend further Code of Alabama, 1940, Title 37, Section 557, which relates to the payment of municipal assessments for public improvements, amending such section in relation to the rate of interest to be paid when such assessments are paid in installments and the rate of interest to be paid on delinquent installments.

Also:

S. 953. Relating to Marshall County; to require the use of voting machines at all polling places; to permit electors to register vote on any voting machine at the designated voting place; to permit the consolidation of polling places; to provide for employment of a custodian of voting machines, how appointed, qualifications, salary, bond; to allow candidates in an election the right to designate a representative to be present at the opening of each voting machine for tabulation of results; candidates to have right to demand in writing of body in charge of ballot boxes to break seals for recanvass of votes in voting machines.

Also:

S. 995. Relating to the Third Judicial Circuit; to provide for an additional expense allowance for the circuit court reporter of the Third Judicial Circuit.

Also:

S. 1018. Providing for the collection of a filing fee on instruments, documents and papers filed for record in the office of the Probate Judge of each county having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census; further providing that the governing body of such counties may impose an additional filing fee for the filing and recording of the enumerated instruments.

Also:

S. 1020. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 175,000 nor more than 300,000 inhabitants according to the then next preceding Federal census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

Also:

S. 1050. Relating to the powers of counties having populations of 600,000 or more according to the most recent federal decennial census; au-

thorizing the governing bodies of such counties to adopt ordinances which protect the historic architectural character of the county, including designating historic districts, creating certain agencies to promote the preservation of such districts, which are located or are to be located in the designated historic districts, and adopting other provisions necessary to effect the purposes of this Act.

Also:

S. 1125. Relating to Barbour County; providing for payment of salaries and expenses of sheriff's office relating to maintaining traffic control and law and order in County from Highway and Traffic Fund of Barbour County.

Also:

S. 1126. To amend Act No. 1174, H. 1047, Regular Session, 1969, so as to provide further for the appointment and compensation of deputies, jailors, and assistants of the sheriff of Barbour County and repeal conflicting laws.

Also:

S. 1127. To provide for all monies in the public highway and traffic fund of Barbour County to be transferred to the general fund of the county; authorizing the transfer of certain monies hereafter accruing in said public highway and traffic fund to the general fund of said county, at the discretion of the county governing body and providing for the use of such monies so transferred.

Also:

S. 1128. To authorize the governing body of Barbour County to appropriate funds out of the county highway and traffic fund for expenses necessary for the construction and maintenance of roads.

Also:

S. 1129. Relating to Marshall County; providing for the operation of cemeteries; Requiring individuals, corporations, partnerships or governmental bodies which may now or at any future date own, lease, operate or maintain a cemetery in Marshall County.

Also:

S. 1148. Relating to DeKalb County; to provide for juries composed of six members for trial of certain cases in the DeKalb County Court.

Also:

S. 1159. To repeal Act No. 111, S. 49, approved May 11, 1971, Special Session 1971, entitled, "An Act To prohibit commercial fishing in counties having populations of not less than 15,400 nor more than 15,625, except by residents and/or voters of such counties."

Also:

S. 1207. Relating to counties having a population of not less than 41,750 nor more than 45,000 according to the most recent federal decennial census; to provide for a clerk hire allowance for the Board of Registrars of said county.

Also:

S. 1208. Relating to all counties having a population of not less than 110,000 nor more than 160,000 according to the most recent or any subsequent decennial census: To regulate further the employment of a clerk for the jury commission; to provide for and regulate the employment, discharge, compensation and duties of such clerk; to provide that such clerk shall be employed by the judges of the circuit court of said respective county and he shall be paid out of the county treasury and furnished office space, equipment and supplies by the county governing body.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolution, your signature thereto is requested:

S. J. R. 102. Establishing a Joint Interim State Historic Resources Study Committee.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolution, the title of which is set out in the above and foregoing Message from the Senate.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the resolution, H. J. R. 212, and ordered same returned to the House with a favorable report.

And the resolution was adopted.

RESOLUTIONS

The following resolutions were introduced:

By Mr. Drake:

H. J. R. 222. CREATING A JOINT INTERIM LEGISLATIVE COMMITTEE TO STUDY SHELL DREDGING IN THE OFF-SHORE WATERS OF MOBILE BAY AND TO STUDY THE SEAFOODS INDUSTRY IN ALABAMA

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That there is hereby created a joint interim committee of the Legislature for the purpose of studying shell dredging in the off-shore waters of Mobile Bay and the effect thereof on the ecology of Mobile Bay and of studying the condition of the seafoods industry in the State of Alabama, hold hearings and inquire into ways and means of improving the seafoods industry. Said committee shall be composed of the Speaker of the House and three members of the House who are members of the House Committee on Conservation and who shall be appointed by the Speaker of the House, and three members of the Senate who are members of the Senate Committee on Conservation and who shall be appointed by the President of the Senate, and the Lieutenant Governor and the Director of the Department of Conservation, who shall be ex officio members. The Committee shall meet within one month after the appointment of its members and shall elect a chairman from among its members. It shall meet upon the call of the chairman or a majority of its members.

Members of the committee shall be entitled to their regular legislative per diem compensation and allowance for each day they are actually engaged in committee business. Such compensation and allowances and all expenses of the committee shall be paid out of funds appropriated to the use of the Legislature, on warrants drawn by the State Comptroller upon requisition signed by the committee chairman, provided that the total expenditures of the committee in any fiscal year shall not exceed ten thousand dollars (\$10,000.00).

The Committee shall make a final report of its findings, conclusions and recommendations to the Legislature, not later than the tenth legislative day of the next regular session of the Legislature, whereupon the committee shall be dissolved.

On motion of Mr. Drake, the rules were suspended and the resolution was adopted.

Also:

By Mr. Drake:

H. J. R. 223. PROVIDING FOR ADDITIONAL STAFF AND EXPENSES FOR THE LEGISLATURE.

WHEREAS, there has been an ever increasing demand upon the staff of the Legislature and particularly upon the presiding officers of each House of the Legislature who serve upon many committees, including the Interim Committee on Finance and Taxation, Ex Officio, Fiscal Study Interim Committee, Fiscal Advisory Committee to the Governor, Legislative Council, Commission on Intergovernmental Cooperation, Legislative Committee on Public Accounts, Alabama Constitutional Commission, Tombigbee Valley Development Authority, Coosa Valley Development Authority, Interim Committee on Revenue, Ex Officio, Member of the Alabama Corrections Institution Finance Authority, various fiscal study committees, as well as on numerous other interim committees, all of which along with their other duties require extensive attention and travel both within and without the state during the time that the Legislature is not in session as well as during the time the Legislature is in session; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the staff of the Legislature is hereby increased by the addition of one secretary for the Legislative Commit-

tee on Public Accounts, one administrative assistant each and one additional secretary each for the respective presiding officers of each house whose salaries shall be set by the Clerk of the House and the Secretary of the Senate. The Clerk of the House of Representatives and the Secretary of the Senate are hereby instructed to pay out of funds appropriated to the use of the Legislature the reasonable expenses of the presiding officers of each House of the Legislature incurred in the performance of their duties. In addition to the above, the Clerk of the House and the Secretary of the Senate shall pay the reasonable expenses of the presiding officers incurred within or without the State while on business of the State and including the salaries and actual travel expenses of the individuals included in the above additions to the legislature's staff and such other office expenses, equipment and supplies reasonably necessary to the operation of the aforesaid offices.

On motion of Mr. Drake, the rules were suspended and the resolution was adopted.

Also:

By Rules Committee:

H. R. 224. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES That the following business in the order named be made special paramount and the continuing order of business on the 35th Legislative Day, taking precedence over any other business of the House:

1. Report of Standing Committees
2. Introduction of Bills and Resolutions
3. Adoption of resolutions of sympathy, commendation, and congratulations from the preceding day.
4. Uncontested Local Bills

SB 557, Page 13

SB 180, Page 4

SB 1051, Page 20

SB 249, Page 22

SB 460, Page 5

SB 255, Page 13

SB 343, Page 23

SB 304, Page 9

SB 1142, Page 20

SB 963, Page 16

SB 964, Page 17

SB 75, Page 1

SB 77, Page 1

SB 1173, Page 21

SB 122, Page 19

SB 159, Page 21
SB 796, Page 15
SB 797, Page 15
SB 1002, Page 19
SB 868, Page 19
SB 808, Page 18
SB 815, Page 20
SB 172, Page 18
SB 1135, Page 22
SB 664, Page 18
SB 177, Page 6
SB 186, Page 2
SB 187, Page 2
SB 139, Page 3
SB 138, Page 3
SB 183, Page 6
SB 134, Page 7
SB 811, Page 7
SB 146, Page 23
SB 272, Page 3
SB 1000, Page 8
SB 417, Page 14
SB 169, Page 2

UNCONTESTED GENERAL BILLS

On motion of Mr. Drake, the rules were suspended and the resolution was adopted.

BILLS ON SECOND READING

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 544. To amend Section 5 of Act No. 613, S. 190, Regular Session 1969 (Acts of 1969, p. 1119), relating to prohibition of feeding garbage to swine by extending the date on which said Act shall become effective.

Mr. Mathews, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following

bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

S. 684 (With Amendment). To create the Governor's Mansion Advisory Board, hereinafter referred to as Advisory Board, to define its duties with regard to the furnishing, refurbishing and up keep of the Governor's Mansion, and to make an appropriation therefor.

Mr. Mathews, Chairman of the Standing Committee on Ways and Means, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 686. To authorize and direct the State Capitol Preservation Commission to organize, supervise, conduct and make a report of and recommendations based on a thorough and complete study of the State Capitol, its history, its architecture and its structural condition, with a view toward determining whether the public safety is endangered by its condition and the feasibility of restoring the central portion thereof to its 1851-1861 condition, of restoring other portions thereof to their original condition or their condition in some other appropriate era and also determining the most suitable and appropriate use to be made of such restored portion or portions of the Capitol; and to make an appropriation therefor.

S. 542. To amend Section 1 of Act No. 999 of the Regular Session of the Legislature of Alabama, 1969, approved September 12, 1969 (Acts of Alabama 1969, p. 1855), which Act created a retirement system for peace officers as defined therein, so as to include enforcement officers of conservation laws within the provisions of said Act.

S. 1134. Relating to taxation: Exempting nuclear fuel assemblies together with the nuclear material contained therein and other fissionable, fusionable or nuclear materials used or useful in the production of electricity by persons regularly engaged in furnishing electricity to another person or other persons from state, county and municipal taxes, licenses, fees and excises.

S. 1145. To further amend Act No. 863, H. 1061, Regular Session 1965 (Acts 1965, p. 1605) which creates the Alabama Space Science Commission and provides for its membership, terms, authority and duties, so as to provide that the employees of said Commission shall be eligible for participation in the state health insurance plan and the state retirement system.

S. 506. To create offices of Deputy District Attorney No. 1, Deputy District Attorney No. 2, and Deputy District Attorney No. 3 of the Sixth Judicial Circuit and provide for the appointment, duties and compensation of such offices.

S. 1071. To amend Act 493, House 765, Acts of Alabama, 1969, enacted at the 1969 Regular Session of the Legislature of Alabama, to provide for the leasing of heavy duty off-highway construction equipment including the machinery used for grading, drainage; road construction and compaction for the exclusive use of County and municipalities, highways, streets and sanitation departments by the County Board of Revenue, or other similar County governing bodies, the governing bodies of municipalities of the State, and the governing board of instrumentalities of county and municipalities, relative to exemption from the competitive bidding and expenditure of public funds.

S. 1031. To provide an appropriation to the Alabama Forestry Commission for the purchase of land and the construction of various facilities.

S. 1229. To transfer the appropriation made by Section 8 (a) (vii) of Act No. 94, H. 47 of the Special Session of 1971, to the Alabama Institute for the Deaf and Blind, Talladega, Alabama, for acquisition and construction of an eye, ear, nose and throat clinic, to the State Department of Education, Division of Rehabilitation and Crippled Children to be used by such division for the acquisition, construction and equipping of such clinic.

S. 479. To levy a license on Astrologers practicing their profession for the public.

S. 480. To amend Section 528, Title 51, Code of Alabama, 1940, as amended, by deleting the word astrologers for the purpose of licensing astrologers under a separate act.

S. 1169. To provide further for the retirement of highway patrolmen, state troopers and other law enforcement officers of the State Department of Public Safety; to allow such officers to retain their badges, pistols, and certain other equipment upon retirement.

S. 318. To amend Section 1 of Act No. 628, page 1082, Acts of Alabama 1951, entitled "An Act to further provide for the issuance of hunting and fishing licenses." To provide how said licenses shall be issued and by whom. To provide for disposition of the revenue derived from the sale of such licenses. To provide for a fee for the issuance of same. To repeal all laws or parts of laws in conflict herewith and for other purposes.

Mr. Merrill, Chairman of the Standing Committee on Judiciary, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 390. To prescribe a rule to apply in the circuit and inferior courts in all suits of a civil nature, at law or in equity, when a jury trial is not demanded and a plea in abatement based on improper venue has been filed.

S. 352. To provide for the conviction of an accused and the payment of fines in cases involving violation of the traffic and motor vehicle laws of the State of Alabama and the municipalities thereof upon a written waiver of trial and a written plea of guilty, and without the personal appearance of the accused before the Court having jurisdiction of such case.

Mr. Pruitt, Chairman of the Standing Committee on Banking, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 421. Relating to banks and banking; amending further Code of Alabama 1940, Title 5, Section 91, which relates to filing fees for permits to transact business; amending such section to prescribe fees to be paid with the application for a permit for the merger of two or more banks, and providing for the disposition of such fees.

Mr. Turnham, Chairman of the Standing Committee on Education, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 379. To further amend Section 301 of Title 52 of the Code of Alabama 1940, as amended, which relates to children exempt from public school.

S. 1009. To amend Act No. 470 Regular Session of 1969, Vol. 1, page, 912, so as to exempt state institutions of higher learning under the control of boards of trustees from having to secure approval of the Governor for out-of-state travel.

Mr. McCorquodale, Chairman of the Standing Committee on Constitution and Elections, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, and it was read a second time and placed on the Calendar, to-wit:

S. 332. Relating to elections; to amend further Code of Alabama Title 17, Section 145, to define the term "political party."

Mr. McDonald, Chairman of the Standing Committee on Commerce and Transportation, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 545. To amend Section VII of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to strengthen abatement and prevention of water pollution; and so as to prescribe procedures to be followed in the event an operator uses explosives in a surface mining operation; so as to strengthen grading requirements of affected land.

S. 546. To amend Section VIII of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to specify additional duties of the inspectors.

S. 547. To amend Section V of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to prescribe additional conditions that must be considered before a surface mining permit can be issued.

S. 548. To amend Section XI of Act No. 399, 1969 Acts of Alabama (p. 773) entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to increase the penalties prescribed therein; and to provide for a procedure whereby any citizen of this State may, under certain conditions, seek enforcement of the provisions of this act when those whose duty is to enforce said act fail to do so.

S. 549. To amend Section IX of Act No. 399, 1969 Acts of Alabama (p. 773) entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to increase the penalty for failure to comply with the conditions of the performance bond.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 1066. To regulate further the fees and costs which registers are entitled to in cases wherein divorce, alimony, maintenance or support is sought in the circuit court of all counties having a population of not less than 175,000 nor more than 300,000 inhabitants, according to the last federal decennial census.

S. 1218. To provide an expense allowance for the Judge of the County Court in all counties having populations of not less than 175,000 nor more than 300,000 according to the last and any subsequent federal decennial census and to provide for an effective date for the operation of such act.

S. 1219. Relating to all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent and any subsequent federal decennial census; to provide for the appointment and compensation of a bailiff in the County Court in such counties; to repeal conflicting laws.

S. 1237. To amend Section 1 of Act No. 773, S. 621, Approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama, having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Municipal Employees Pension and Relief Funds," so as to make said act applicable only in cities having a population of not less than 150,000, nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

S. 1238. To alter the boundary lines of the City of Huntsville, Madison County, Alabama, so as to include within the corporate limits of said City, all territory described below.

S. 1239. To amend Sections 1 and 3 of Act No. 774, S. 626, of the 1951 Regular Session of the Legislature of Alabama, approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Policemen's and Firemen's Pension and Relief Funds" so as to make said Act apply only to cities having a population of not less than 150,000 nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

S. 1256. Providing for the submission to the qualified voters of Madison County the question of whether or not an annual license tax and registration fee shall be levied in an amount not exceeding \$2.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by an individual who is a resident of Madison County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Madison County with the concurrence of the governing body of the City of Huntsville, providing for the calling, giving of notice, holding, conducting, canvassing, and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and county and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Madison County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Madison County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing emergency medical treatment and emergency transportation, through the use of motor vehicles or aircraft, to the sick and injured within the County of Madison, said service to be maintained in connection with the operation of the Huntsville Hospital Emergency room, or with the operation of the Huntsville Hospital, or in connection with any other public or private hospital within Madison County, Alabama; requiring the proceeds of said license tax and fee to be paid to the Huntsville Hospital Board, Inc., or to any successor public hospital corporation in the event said hospital shall be acquired by such hospital corporation, to be used by said agency for said purpose; and repealing all laws and parts of laws in conflict therewith.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

S. 1257 (With Amendment). To impose a filing fee of One (\$1.00) Dollar on certain instruments, documents and papers filed for record in the office of the Probate Judge of Madison County and to authorize the governing body of Madison County to impose an additional similar filing fee not to

exceed Four (\$4.00) Dollars, the funds collected therefrom to be used exclusively for the funding of the mental health program in Madison County.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 1259. To change the method of compensating the Sheriff of Madison County.

S. 1260. Relating to counties having a population of not less than 170,000 nor more than 300,000, according to the 1970 or any subsequent Federal Decennial Census; authorizing public hospital corporations organized under the laws of the State of Alabama heretofore or hereafter enacted, with the consent of the governing bodies of said counties and of the largest municipality within said counties to operate a service for the purpose of providing emergency aid, treatment, and emergency transportation for hire to the sick and injured within the counties; providing that such services as are established under the provisions of this act shall be managed, regulated, and controlled by said public hospital corporations; providing that said services may be provided by contract with public or private agencies; authorizing the setting of rates for said services; authorizing the county governing bodies within said population class, and the governing bodies of each municipality within said counties to operate all or any portion of any such service under contract with any such public hospital corporation establishing such service; providing that neither a public hospital corporation as herein described, or any licensee or contractor of said hospital corporation shall use the streets, avenues, alleys or public places of any city or town as contemplated by Section 230 of the Constitution of Alabama, without first obtaining the consent of the proper authorities of such city or town; and repealing all laws or parts of laws in conflict therewith.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favorable report, with amendment, and it was read a second time and placed on the Calendar, to-wit:

S. 1264. (With Amendment): Relating to Madison County; to provide that the corporate authorities of any city therein, and the Board of Commissioners, may each establish within the city, or within the county, ambulance service; and that the corporate authorities of any city and the Board of Commissioners may unite in the establishment of such service, making it common for the use of the city and of the county.

Mr. Grainger, Chairman of the Standing Committee on Local Legislation No. 4, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 1272. To amend the title and Section 1 of Act No. 794, H. 1384, of the 1961 Regular Session, pertaining to the coroner in counties having a population of not less than 150,000 nor more than 300,000 according to the most recent federal decennial census, so as to make the same applicable only to counties having a population of 150,000 nor more than 180,000 according to the last or any federal decennial census.

S. 1274. To amend Act No. 591, H. 972, 1965 Regular Session, pertaining to probate recording systems in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census, so as to make the same apply only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any federal decennial census.

S. 1275. To amend Act No. 323, H. 828, 1959 Regular Session, pertaining to exemption of medical research facilities from building and zoning restrictions and other regulations in counties having a population of not less than 125,000 nor more than 225,000 according to the most recent federal decennial census so as to make the same applicable only to counties having populations of not less than 150,000 and not more than 180,000 according to the last or any subsequent decennial census.

S. 1276. To amend the title and Section 1 of Act No. 428, H. 933, of the 1961 Regular Session, pertaining to the establishment of a personnel system in counties having a population of not less than 150,000 nor more than 300,000 and for municipalities in such counties having a population of 5,000 or more people, according to the last or any federal decennial census, so as to make the same applicable only to counties having a population of not more than 150,000 nor less than 180,000 according to the last or any federal decennial census.

S. 1277. To amend the Title and Section 1 of Act 25, H. 47, 1962 Ex. Sess., p. 36, applying to the payment of benefits when employee is disabled or killed in counties having a population of 150,000 nor more than 300,000 according to the last or the 1960 or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

S. 1278. To amend the title and Section 1 of Act No. 416, H. 917, 1955 Regular Session, approved September 9, 1955, pertaining to employees pensions in counties having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

S. 1279. To amend the title and Section 1 of Act No. 321, S. 344, 1955 Regular Session, approved August 30, 1955, pertaining to pension or retiring allowance plan for employees in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent decennial census.

Mr. Gloor, Chairman of the Standing Committee on Local Legislation No. 3, reported that said Committee in session had acted on the following bill and ordered same returned to the House with a favored report, and it was read a second time and placed on the Calendar, to-wit:

S. 1268. To provide for funds for maintenance, operation and expansion of county mosquito, rodent and other vector control programs within the county health department under the direction of the county health officer in all counties having populations of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census, requiring financing by a one (1) mil property tax.

Mr. Bassett, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee in session had acted on the following bills and ordered same returned to the House with a favorable report, and they were severally read a second time and placed on the Calendar, to-wit:

S. 551. Relating to counties having not less than 16,350 nor more than 16,650 populations, providing for the payment to the Judge of Probate, and/or Juvenile Court Judge of such counties for expenses of attending conferences of Judge of Probate and Juvenile Court Judges.

S. 753. To provide an assistant coroner for counties having a population of not less than 110,000 nor more than 150,000 inhabitants according to the last federal census.

S. 954. Relating to Marshall County; regulating the place for holding of Circuit and County Courts; to provide a central location for the maintenance of all Circuit and County Court records by the Circuit and County Court Clerk.

S. 955. Relating to Marshall County; for the County Commission of Marshall County to employ a County Engineer, and the manner in which he shall be chosen, to fix and designate the duties, powers, and authority of said County Engineer, and to fix the amount of his bond, provide for the approval of same, and the payment of premiums thereon; to provide for the fixing of a scale of wages and salaries; to designate the County Engineer as the person to make requisition for road supplies and equipment; to provide for the setting aside of road funds by the Commission, and for the banking and expenditure of the same; to provide for emergencies; to grant the Commission power and authority to appropriate and set aside a contingent fund, and the purposes for which said contingent fund may be used; to limit the amount of said fund, provide the manner in which said contingent fund may be appropriated and set aside, to repeal all laws in conflict with this Act.

S. 1026. Relating to Circuits composed of one County having a population of not less than 110,000 nor more than 160,000: To create and establish therein the office of ex-officio judge of any county court exercising original jurisdiction over general misdemeanor cases.

S. 1052. Relating to counties having populations of not less than 16,350 nor more than 16,550, fixing the jurisdiction of the Inferior Courts in such counties; providing for the compensation of special judges in such counties of said Inferior Court.

S. 1053. Relating to Choctaw County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

S. 1252. To amend Section 1 of Act No. 421, H. 627, Regular Session 1959 (Acts 1959, p. 1113) which act relates to the Fifth Judicial Circuit; Authorizing the circuit solicitor to appoint a stenographic secretary, and providing for the payment of such secretary's compensation by the counties composing the circuit.

S. 1262. To amend further the title and Section 1 of Act No. 32, H. 30, Special Session 1965 (Acts 1965, p. 49), as amended, which provides for expense for members of the boards of education in certain counties classified on a population basis.

S. 1265. Relating to all counties having populations of not less than 41,750 nor more than 45,000; providing for compensation or salary of the register of the circuit courts of such counties.

S. 1266. To apply only in counties having populations of not less than 41,750 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

S. 1269. Relating to judicial procedure in the Twenty-Ninth Judicial Circuit; regulating and providing further for the separation of the jury by consent in capital or non-capital felony cases in such circuit.

S. 1270. To allow prospective jurors to be excused without the presence of the defendant in the Twenty-Ninth Judicial Circuit of Alabama.

S. 1271. To abolish the drawing of special venires in capital cases in the Twenty-Ninth Judicial Circuit of Alabama.

S. 1222. To provide further for the control of solid wastes in counties having a population of not less than 75,000 nor more than 90,000 according to the most recent federal decennial census, by providing a method of exemption and a penalty for failure to pay fees, charges and rates for such disposal.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 2125. To authorize and make provision for the incorporation in any county having a population of not less than 175,000 nor more than 300,000, according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide that in order for any such authority to be organized, application be made to the governing body of the county in which such authority is to be organized and to the governing body of at least one municipality therein and that permission for organization of such authority be granted by each such governing body; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that the county in which any authority has been organized and each municipality which duly authorized the organization of such authority may aid and cooperate in the planning, undertaking, acquisition, construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer to such authority money, property (including existing airports and airport facilities) or any right capable of transfer; to implement such provisions by authorizing such county and each such municipality to issue its general obligation bonds for the purpose of aiding in the planning, undertaking, acquisition,

construction and operation of airports and airport facilities of an authority organized pursuant to this act; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agent, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence and by foreclosable mortgage on any property of such authority whether then in existence and thereafter acquired; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of bonds; to provide that such pledges shall be valid and binding when made and effective against third parties without notice from the time a statement thereof is filed in the office of the judge of probate of the county in which such authority is organized and any other county in which there is located any property, the revenues from which are so pledged; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the uses to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom and the property and income of said authority; to authorize the investment in bonds of the authority any idle funds of the county in which such authority was organized and of each municipality which duly authorized the organization of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; and to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge and indenture and the proceedings authorizing the same.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 222. To regulate further arrests at the scene of a traffic accident; to authorize certain uniformed law enforcement officers to make arrests at such scenes without a warrant under certain conditions and circumstances.

Also:

H. 1826. Relating to Dale County; providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Also:

H. 1827. Relating to the County Commission of Dale County; redividing the county into four Commission districts; providing for the election and terms of the members of the Commission and for the election of a fifty member as Chairman of the Board of Commissioners, relieving the Probate Judge of all his duties and authority as Chairman of the Commission.

Also:

H. 1828. Relating to Dale County, authorizing nighttime hunting of raccoons, bobcat and fox with a rifle or shotgun; repealing conflicting laws.

Also:

H. 1923. To repeal Act No. 576, S. 538, approved August 29, 1969 (Acts of Alabama 1969, Vol. II, Page 1062) entitled "An Act relating to all counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census, providing further for the expense allowances for the members of the county governing body" and to provide an effective date.

Also:

H. 1274. Proposing an amendment to the Constitution of Alabama to authorize the consolidation of county offices in Dale County; and the regulation of costs and charges of courts in said county.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 495. To amend Section 133 of Title 5, Code of Alabama, 1940, relating to banks and banking; requiring banks to remit at par.

Also:

H. 77. To require election officials to make an additional copy of the returns for each polling place at any state, county, municipal or local election

and deliver it to the Probate Judge who shall preserve it as a public record for at least 1 year; making it a misdemeanor to fail to comply with the provisions of this Act.

Also:

H. 76. To allow persons who receive articles for services, to dispose of such articles when they are not claimed for certain periods of time, without being liable to their owners.

Also:

H. 59. To amend Section 16 of Act No. 181, H. 245, General Acts of Alabama 1939, p. 300), so as to increase the fee for duplicate driver's license, and to prescribe the penalty for the making of a false affidavit to obtain a duplicate license.

Also:

H. 1864. To provide for the regulation of the construction of water wells, to provide a system of reporting information concerning the drilling of water wells and results, to provide for the licensing of water well drillers, to provide for the promulgation and publication of rules and regulations to effectuate the provisions of this Act, creating a board to be known as the Alabama Water Well Standards Board, to provide for the qualification, appointment and removal of board members and the filling of vacancies and fixing their tenure of office, and providing penalties for violation of this Act.

Also:

H. 2076. To amend Act No. 470 Regular Session of 1969, Vol. I, page 912, so as to exempt state institutions of higher learning under the control of boards of trustees from having to secure approval of the Governor for out-of-state travel.

Also:

H. 256. To provide for service of process on nonresident operators of watercraft; and to designate the secretary of state as agent for such service of process.

Also:

H. 95. To provide that the county boards of education shall have the power to establish and maintain kindergartens and playgrounds for children within their jurisdiction.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1250. To provide an additional expense allowance for each court reporter in the 8th Judicial Circuit.

Also:

H. 2042. Relating to the City of Athens in Limestone County; providing for the term of the Mayor and for overlapping terms of the members of the City Council.

Also:

H. 2043. Further regulating the meetings of the county board of registrars in counties having a population of not less than 39,500 nor more than 41,750 according to the most recent federal decennial census.

Also:

H. 2135. Relating to counties having a population of not less than 27,000 nor more than 27,900, according to the most recent federal decennial census; to provide that where the chairman of the governing body of such counties is authorized to employ a clerk to whom he may delegate any clerical or purely administrative duty and that the salary of such clerk shall be established and provided for by the county governing body.

Also:

H. 2044. To provide expense allowance for the incumbent Circuit Court Clerk in all counties having a population of not less than 39,500 nor more than 41,750, said allowance to commence October 1, 1971, and to expire at the end of the term of the office of the incumbent Circuit Court Clerk and to be payable out of the general funds of the respective counties.

Also:

H. 2045. To provide for the compensation and expense allowances for certain officers and employees and to provide additional allowances for the employment of deputies, clerks and other assistants in all counties having a population of not less than 39,500 nor more than 41,750.

Also:

H. 2016. To repeal Act No. 189, H. 245 approved August 28, 1964, an Act relating to the Sheriff's deputies; number; tenure; and compensation in certain counties on a population basis (Acts of Alabama 1st and 2nd Special Sessions 1964, p. 254).

Also:

H. 2017. To repeal Act No. 216, H. 207 approved May 10, 1967, an Act relating to the allowance for expenses of tax assessor, tax collector, sheriff, circuit court clerk, probate judge and county court judge in certain counties on a population basis (Acts of Alabama Organizational Special Regular Sessions 1967 vol. I, p. 258).

Also:

H. 2018. To repeal Act No. 38, H. 8 approved June 28, 1967, an Act relating to the allowance for expenses of tax assessor, tax collector and circuit court clerk in certain counties on a population basis (Acts of Alabama Organizational Special Regular Sessions 1967 vol. I, p. 367).

Also:

H. 2019. To repeal Act No. 66, H. 55 approved February 7, 1956, an Act relating to the expenditures for offices of probate judge, sheriff, tax collector, tax assessor and circuit court clerk in certain counties on a population basis (Acts of Alabama Special Sessions 1956 vol. I, p. 99).

Also:

H. 2028. To repeal Act No. 382, H. 880 approved August 30, 1963, an Act relating to counties having a population of not less than 76,000 nor more than 96,000: Providing for the reidentification of all registered voters; directing the Board of Registrars to purge the list of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification (Acts of Alabama 1963 vol. 2, p. 884).

Also:

H. 2029. To repeal Act No. 190, H. 246 approved August 28, 1964, an Act relating to the salary and expense allowance of judge of probate in certain counties on a population basis (Acts of Alabama 1st and 2nd Special Sessions 1964, p. 254).

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1039. To amend Section 4 of Act Number 205 1966, Special Session to provide actual and necessary expenses for members of the Board of Pharmacy while engaged in the performance of duties of the Board and to provide payment for relief pharmacist.

Also:

H. 317. To make an additional appropriation to the Alabama State Board of Registration for Professional Engineers and Land Surveyors for special investigators, investigations, travel and other necessary expenses incurred in investigations and enforcement of the law.

Also:

H. 2677. To fix the salaries and allowances of certain officers in St. Clair County and to provide for clerical assistance, office space, equipment and supplies necessary for the conduct of their offices; to remove the Register from the fee basis, placing Register on salary, basis of compensation and fixing salary thereof; provide that all fees charged or collected by certain officers of the county be paid into the county treasury; repeal all acts or parts of acts in conflict with this Act; provide for a referendum election to be held pursuant to Amendment 196 of the Alabama Constitution of 1901.

Also:

H. 2675. To repeal Act No. 110, H. 426, approved June 27, 1963, Regular Session 1963 (Acts 1963, p. 490), entitled, "An Act To regulate the compensation of members of the county board of education in counties having populations of not less than 25,800 nor more than 26,700, according to the 1960 or any subsequent federal decennial census."

Also:

H. 2131. For the purpose of enforcing the laws relative to children; to define further a delinquent child in all counties having populations of not less than 60,000 nor more than 65,000.

Also:

H. 2202. To provide each county commissioner and the chairman of each county commission in counties having populations of not less than 17,000 nor more than 20,000 an expense allowance, such allowance to be payable out of the general fund of the county.

Also:

H. 2311. To provide that the county commission shall set the salary of deputy sheriffs at an amount not to exceed \$700 per month in counties having a population of not less than 17,000 nor more than 20,000 according to the most recent federal decennial census.

Also:

H. 287. To propose and provide for the submission of an amendment to the Constitution of Alabama to amend Amendment CCLXIX to said constitution proposed by Act No. 274, H. 297, Regular Session 1967 authorizing counties and municipalities to levy and collect additional property taxes for public library purposes, so as to provide further for the rate of the tax and the manner in which elections under this amendment shall be called.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

**REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS**

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2497. To provide for supplemental salary to be paid by Henry County, Alabama, to the additional Judge, Place Number 2, of the Judicial Circuit embracing Henry County; to fix the amount and method of payment thereof; and to further provide the effective date of said Act.

Also:

H. 2507. Relating to counties having a population of not less than 15,650, nor more than 16,200, according to the most recent federal decennial census; providing for the election of the associate members of the county governing body.

Also:

H. 2508. To amend the title and Section 1 of Act No. 492, H. 1046, Regular Session 1965 (Acts 1965, p. 712) which repeals special county excise taxes in certain counties classified on a population basis.

Also:

H. 2522. To provide that St. Clair County construct, repair, and maintain all county roads on the basis of the County as a unit without regard to district or beat lines; to designate the duty of the county governing body to employ a county engineer and the qualifications for said engineer; to fix and designate the duties, powers, and authority of said county engineer, and to fix the amount of his bond, provide for the approval of same and payment of premiums thereon; to provide for the fixing of a scale of wages and salaries; to designate the county engineer as the person to make requisitions for road supplies and equipment; to designate the county engineer as custodian of all tools, machinery, supplies, and equipment relating to roads in St. Clair County; to provide for the setting aside of road funds by the county commission, and for the expenditure of the same; to provide for emergencies; to further provide the duties of the members of the county commission; to provide travel and other expenses for the members of the county commission in carrying out the duties imposed on them by the provisions of this Act; to repeal all laws in conflict with this Act, and to expressly repeal Act N. 168 of the Regular Session of the Legislature of 1953.

Also:

H. 2523. To provide for a Personnel Appeals Board for St. Clair County and for any city over 5,000 population in said county; to prescribe the qualifications, terms, duties, and compensation of its members, and to provide rules relating to political activities by employees of St. Clair County and any city in said county to which this act applies; and to give the act a retroactive effect.

Also:

H. 2539. To repeal Act No. 712, H. 999, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 1550), entitled, "An Act To provide an expense account for coroners in counties having populations of not less than 22,372 nor more than 24,000 in lieu of all fees he now receives."

Also:

H. 2540. To repeal Act No. 609, H. 742, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 1410), entitled, "An Act To create an inferior court for counties having populations of not less than 22,372 nor more than 24,000; to replace county courts of counties having populations of not less than 22,372 nor more than 24,000."

Also:

H. 2541. To repeal Act No. 287, H. 934, approved August 27, 1963, Regular Session 1963 (Acts 1963, p. 732), entitled, "An Act Relating to counties having populations of not less than 22,350 nor more than 24,350; providing expense allowances for members of the governing bodies of such counties."

Also:

H. 2542. To repeal Act No. 169, H. 156, approved July 30, 1965, Regular Session 1965 (Acts 1965, p. 236), entitled, "An Act To provide a clerk for the county commission or other like governing body in counties having a population of not less than 22,350 and not more than 24,350 according to the most recent federal decennial census, to prescribe the duties of such clerk and to provide for his salary."

Also:

H. 2543. To repeal Act No. 212, H. 165, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 242), entitled, "An Act To apply in all counties having a population of not less than 22,350 nor more than 24,350, according to the last or any subsequent federal decennial census; providing for the compensation of the chief clerk of the judge of probate in every such county."

Also:

H. 2544. To repeal Act No. 113, H. 155, approved July 7, 1965, Regular Session 1965 (Acts 1965, p. 173), entitled, "An Act To provide for the appointment of additional deputy sheriffs in counties having a population of not less than 22,350 and not more than 24,350 according to the most recent federal decennial census."

Also:

H. 2545. To repeal Act No. 240, H. 284, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 324), entitled, "An Act To apply in counties having populations of not less than 22,350 nor more than 24,350, providing for the appointment of a clerk by the tax collector and for payment of his compensation by the county, repealing conflicting laws."

Also:

H. 2546. To repeal Act No. 239, H. 283, approved September 2, 1964, Special Session 1964 (Acts 1964, p. 323), entitled, "An Act To apply in counties having populations of not less than 22,350 nor more than 24,350, providing for the appointment of a clerk by the tax assessor and for payment of his compensation by the county, repealing conflicting laws."

Also:

H. 2547. To repeal Act No. 210, H. 164, approved August 1, 1961, Regular Session 1961 (Acts 1961, p. 240), entitled, "An Act To provide for

and regulate the compensation of county engineers of all counties having populations of not less than 22,350 nor more than 24,350, according to the last or any subsequent federal decennial census."

Also:

H. 2548. To repeal Act No. 288, H. 935, approved, August 27, 1963, Regular Session 1963 (Acts 1963, p. 732), as amended, entitled, "An Act Relating to counties having populations of not less than 22,350 nor more than 24,350; providing additional expense allowances for members of the board of education of such counties."

Also:

H. 2549. To repeal Act No. 37, H. 106, approved October 29, 1965, Third Special Session 1965 (Acts 1965, p. 251), entitled, "An Act To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in all counties having populations of not less than 22,350 nor more than 24,000 according to the 1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act."

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2025. To repeal Act No. 924, S. 31 approved September 9, 1961, an act relating to regulating the compensation and allowance of tax assessor in certain counties on a population basis (Acts of Alabama 1961 Regular Special Sessions Vol. II, p. 1483).

Also:

H. 2026. To repeal Act No. 923, S. 30 approved September 9, 1961, an act relating to regulating the compensation and allowance of tax collector in certain counties on a population basis (Acts 1961 Regular Special Sessions, Vol. II, p. 1483).

Also:

H. 2027. To repeal Act No. 77, H. 31 approved June 27, 1963, an Act relating to counties having populations of not less than 76,000 nor more than

115,000, providing for meetings of the board of registrars in such counties (Acts of Alabama 1963 Organizational 1st and 2nd Special Regular Sessions vol. 1, p. 454).

Also:

H. 2084. To apply only in counties having a population of not less than 76,000 nor more than 80,000; providing for the Chairman or President of the County Commission, or other like governing body to pay to any county employee whose salary is received from said County Commission, or other like governing body, sums as sick leave during any temporary illness or disability of said employee.

Also:

H. 2178. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; to authorize establishment of branch banks.

Also:

H. 2181. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; providing for clerk hire allowance for the judges of probate of said counties.

Also:

H. 2183. To amend further Act No. 102, H. 237, Regular Session 1935 (Local Acts 1935, p. 38), which relates to the selection of the superintendent of education and prescribes his duties, qualifications, compensation and term of office, so as to provide further for his compensation.

Also:

H. 2184. To abolish the criminal and quasi-criminal jurisdiction of justices of the peace and notaries public ex officio justice of the peace elected or appointed for any precinct in Macon County, and transferring such jurisdiction to the Inferior Court of Macon County.

Also:

H. 2187. Relating to counties having populations of not less than 24,500 and no more than 25,000, according to the most recent decennial census; authorizing the governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire.

Also:

H. 2188. To repeal Act No. 114, H. 216, approved July 7, 1965; entitled, "Relating to counties having populations of not less than 26,600 nor more than 26,800 inhabitants according to the 1960 or any subsequent decennial census of the United States; authorizing the governing body of every such county to provide the circuit clerk of the county an allowance for clerk hire." (Acts, 1965, Regular Session, Volume 1, p. 174).

Also:

H. 2189. To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in court in every county having a population of not less than 24,500 nor more than 25,000, according to the last or any subsequent decennial census of the population of the United States.

Also:

H. 2190. To repeal Act No. 146, H. 446, approved, August 1, 1961; entitled, "To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in court in every county having a population of not less than 25,750 nor more than 27,000 according to the last or any subsequent decennial census of the population of the United States." (Acts 1961, Vol. 1, p. 189.)

Also:

H. 2191. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; providing for deputy sheriff and the minimum amount and payment of their compensation.

Also:

H. 2193. To fix the compensation of the judge and the solicitor of the inferior court of any county having a population of not less than 24,500 nor more than 25,000, according to the most recent federal decennial census.

Also:

H. 2194. To repeal Act No. 691, S. 512, approved September 1, 1965; entitled, "To fix the compensation of the judge and the solicitor of the inferior court of any county having a population of not less than 26,000 nor more than 27,000 according to the most recent federal decennial census." (Acts 1965, Regular Session Volume II, p. 1284).

Also:

H. 2195. Relating to counties having populations of not less than 24,500 and not more than 25,000, according to the most recent decennial census: providing an additional monthly mileage allowance for members of the governing body, including the chairman, of such counties.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2196. To repeal Act No. 216, H. 669, approved July 25, 1969; entitled, "Relating to counties having populations of not less than 26,000 and

not more than 27,000; providing an additional mileage allowance for the members of the governing body, of such counties to be used in attending certain conventions." (Act 1969, Regular Session, Volume I, p. 535.)

Also:

H. 2197. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; to regulate the salaries of the jailers in said counties, payable out of the general funds of the county.

Also:

H. 2340. To provide for an increase in salary for the janitors employed at the County Courthouse in all counties having a population of not less than 55,500 nor more than 56,500 according to the most recent federal decennial census.

Also:

H. 2341. To amend the Title and Section 1 of Act No. 131, H. 141, Special Session 1965 (Acts Special Session 1965, v. I, p. 183) which provides for the appointment of a clerk by the register of the Circuit Court and for payment of such clerk's salary by the county in certain counties classified on a population basis.

Also:

H. 2344. To repeal Act No. 1002, S. 822 approved September 12, 1969, an Act relating to the compensation of certain county officers, allowance for clerical assistance for board of equalization, jury commission, and board of registrars, and the supplemental salaries of certain officers of circuit court (Acts of Alabama Special and Regular Sessions 1969 vol. III, p. 1875).

Also:

H. 2345. To repeal Act No. 368, H. 406 approved September 12, 1966, an Act relating to all counties having populations of not less than 65,000 nor more than 95,000 according to the most recent federal decennial census; regulating the salaries of the members of the jury commission (Acts of Alabama Special Session 1966, p. 508).

Also:

H. 2346. To repeal Act No. 926, H. 1335 approved September 12, 1969, an Act relating to the Sanitary Barber Law and barber commission in certain counties on a population basis (Acts of Alabama Special and Regular Sessions 1969 vol. II, p. 1665).

Also:

H. 2347. To repeal Act No. 370, S. 421 approved August 10, 1965, an act relating to the salary and allowance of members of governing body in counties having populations of not less than 65,000 nor more than 95,000 (Acts of Alabama 1965 Vol. I, p. 504).

Also:

H. 2349. To repeal Act No. 1020, S. 871 approved September 12, 1969, an Act relating to the county governing body having authorization to

provide payment of certain expenses incurred by the sheriff and members of the county governing body in certain counties on a population basis (Acts of Alabama Special and Regular Sessions 1969 vol. III, p. 1900).

Also:

H. 2460. Relating to counties having populations of not less than 56,500 nor more than 59,000; providing for the purchase of vehicles for the Sheriff's Department of said county; the upkeep, repair, and purchase of equipment for said vehicles; the purchase of uniforms for Sheriff's deputies, and expenses incurred in transporting prisoners and mental patients out of said counties from the Public Highway and Traffic Fund in said counties at the discretion of the County Commission.

Also:

H. 2461. Authorizing the county governing body of counties of not less than 56,500 population nor more than 59,000 population according to the most recent federal decennial census to make an appropriation of county funds for the relief of Leslie and/or Jo Ann Trawick to compensate for certain damages.

Also:

H. 2462. To provide for the control and disposition of abandoned automobiles in Houston County in the State of Alabama; to require the licensing of automobile junk yards; to set the license fee and the depositing of such funds; to authorize the county and the municipal governing bodies to promulgate rules and regulations and to adopt ordinances relating to the disposition of abandoned automobiles and the operation of automobile junk yards.

Also:

H. 2463. To apply to Houston County, relating to authority of said County to borrow additional money not to be used for any other purpose than that for which the general funds of the County may now be used; not to total more than \$50,000.00, with interest not to exceed 7% per annum; not to exceed one year in duration and not to mature later than February 1st of the year following that in which the loan is made.

Also:

H. 2471. To authorize the Director of Conservation to open a season in Monroe County for the hunting of female deer or unantlered male deer.

Also:

H. 2472. To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in Monroe County; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES
ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1004. To amend Subsection I of Section 204, Subsections A, B, and D of Section 216, Section 217, Subsection A of Section 218, and Subsection C and Paragraph (1) of Subsection E of Section 240, Title 26, Chapter 4, Code of Alabama 1940, as last amended, relating to transfer of tax rating experience to a successor employer, claim determinations and redeterminations, hearing and decision of disputed claims, assessment of delinquent contributions, and execution, levy and sale for contributions; all relating to unemployment compensation.

Also:

H. 2332. To amend the title and Section 1 of Act No. 99, S. 34, Second Special Session 1963 (Acts 1963, p. 278), which regulates further the method of summoning jurors in certain counties classified on a population basis.

Also:

H. 2401. To amend the title and Sections 1, 3, and 4 and to repeal Section 2 of Act No. 135, H. 117, Special Session 1967 (Acts 1967, p. 185), which provides for the appointment, equipment, training and compensation of deputies, aides and assistants of the sheriff of certain counties classified on a population basis.

Also:

H. 2402. To amend the title and Section 1 of Act No. 692, H. 954, Regular Session 1967 (Acts 1967, p. 1518), which provides an additional expense allowance for the sheriff of certain counties classified on a population basis.

Also:

H. 2403. To amend the title and Sections 1, 3 and 4(b), of Act No. 382, H. 880, Regular Session 1963 (Acts 1963, p. 884), as last amended, which provides for the reidentification of all registered voters; directs the Board of Registrars to purge the list of registered voters, and provides a penalty for willfully making a false statement in connection with reidentification in certain counties classified on a population basis.

Also:

H. 2615. Relating to certain offices and officers of Dale County; changing the mode of compensation of such officers; placing such officers on a salary basis, subject to the ratification of a constitutional amendment.

Also:

H. 2616. To consolidate and combine the offices of circuit clerk and register in equity for Dale County; and to provide compensation for such office subject to the ratification of a constitutional amendment.

Also:

H. 2618. Relating to Dale County; prohibiting the sale of alcoholic beverages in certain places.

Also:

H. 2619. To apply in counties having populations of not less than 25,150 nor more than 26,500; to provide for the reimbursement payment of certain expenses for the Judge of the County Court, or Law and Equity Court, or Juvenile Court, or Intermediate court, or other Court of like jurisdiction for attending conferences for Continuing Legal Education.

Also:

H. 2620. Relating to counties having populations of not less than 38,100 nor more than 40,500; providing further for the annexation of territory by certain municipalities in said counties.

Also:

H. 2625. To repeal Act No. 480, H. 871, 1961 Regular Session, approved August 8, 1961, pertaining to planning and zoning in incorporated cities having a population of not less than 100,000 nor more than 200,000.

Also:

H. 2626. To repeal Act No. 979, S. 396, 1961 Regular Session, pertaining to proportion of contribution between counties and municipalities to budget of county health department.

Also:

H. 2627. To repeal Act No. 484, H. 932, 1961 Regular Session, pertaining to employees of waterworks or other boards in all cities of 100,000 nor more than 200,000.

Also:

H. 2630. To repeal Act No. 1216, H. 1478, 1969 Regular Session, pertaining to municipalities having a population of not less than 70,000 nor more than 120,000 according to the most recent Federal Decennial Census, providing that such municipalities may authorize municipal electric utility boards to make certain expenditures without prior consent and approval of the governing body.

Also:

H. 2632. To repeal Act No. 463, H. 869, 1961 Regular Session, requiring cities of not less than 100,000 nor more than 200,000 to become organized under the commission form of government.

Also:

H. 2633. To repeal Act No. 410, H. 138, 1969 Regular Session, pertaining to off street parking facilities in cities of not less than 100,000 nor more than 150,000.

Also:

H. 2634. To repeal Act No. 407, 1961 Regular Session, pertaining to counties having populations of 150,000 and less than 300,000 in which there is an incorporated city having a population of 100,000 and less than 200,000, and having to do with appointment of a humane officer.

Also:

H. 2635. To repeal Act No. 486, H. 939, 1961 Regular Session, pertaining to retirement systems in cities exceeding 100,000 and not exceeding 200,000.

Also:

H. 2636. To repeal Act No. 417, 1957 Regular Session, pertaining to salaries of commission or council members in cities of not less than 125,000 nor more than 250,000.

Also:

H. 2637. To authorize and make provisions for the incorporation in any county having a population of not less than 170,000 nor more than 300,000, according to the 1970 or any subsequent Federal Decennial Census, of an authority as a public corporation for the purpose of constructing, leasing, building, installing, acquiring, owning, operating, maintaining, equipping, using and controlling marinas, ports waterfront facilities, docks, wharves, piers, berths, quays, warehouses, industrial sites, industrial and factory buildings and the necessary or convenient approaches, easements, roads, streets and ways leading thereto or used in connection therewith; to provide that in order for any such authority to be organized application be made to the governing body of the county in which said authority is to be organized and to the governing body of at least one municipality therein, and that permission for organization of such authority be granted by such governing body; to provide for the election of the directors and officers of such authority; to specify its powers; to provide that the county in which any authority has been organized and each municipality which duly authorized the authority may aid and cooperate in the planning, undertaking construction, extension, improvement or operation of facilities as described therein, and may lend or donate to such authority money, property, or any right capable of transfer; to implement such provisions by authorizing such county and each such municipality to issue its general obligation bonds for the purpose of aiding in the planning, undertaking construction, and operation of facilities of an authority organized pursuant to this act; to authorize the issuance by such authority of interest-bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of such bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge by any of the revenues of such authority to which its right then exists or may thereafter come into existence, and by foreclosable mortgage on any property of such authority whether then in existence of thereafter acquired; to provide that such pledge may be provided for in an indenture by the said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that such pledges shall be valid and binding and effective against third parties without notice from the time a statement thereof is filed in the Office of the Judge of Probate of the county in which such authority is organized, and any other county in which there is located any property, the revenues from which are so pledged; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions cus-

tomarily contained in instruments securing evidence of indebtedness; to specify the uses to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom and the property and income of said authority; to authorize the investment in bonds of the authority any idle funds of the county in which such authority was organized and of each municipality which duly authorized the organization of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; and to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge and indenture and the proceedings authorizing the same.

Also:

H. 2629. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing Madison County under certain conditions to issue general obligation bonds in not exceeding \$2,000,000 principal amount for acquiring, providing, constructing and equipping public school buildings, including sites therefor; to provide that said bonds may be secured by a pledge of a sufficient amount of the $\frac{1}{4}$ of 1% ad valorem tax authorized by Section 215 of said constitution to be levied by said county; to provide that none of said bonds shall be chargeable against the constitutional debt limit of said county; and to specify certain details pertaining to said bonds and to the issuance and sale thereof.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 801. To amend Section 1 of Act No. 96 enacted at the 1963 Second Special Session of the Legislature of Alabama so as to provide that counties, as well as municipalities, may issue the revenue bond anticipation notes therein provided for, and to provide that municipalities or counties that have issued such bond anticipation notes may, when such notes are held by the United States of America or any agency or instrumentality thereof, issue and deliver revenue bonds in exchange for an equal principal amount of such notes without compliance with the provisions of Section 259 of Title 37 of the Code of Alabama of 1940.

Also:

H. 894. To regulate the sale, offering for sale, distribution and transportation of pesticides by prescribing certain conditions and requirements therefor; to provide that the sale, offering for sale, distribution and transportation of certain highly toxic pesticides may be restricted, limited in use or prohibited; to require the annual registration of pesticides with the Commissioner of Agriculture and Industries before such products are sold, offered for sale or delivered or transported within this State; to require use permits for the purchase and use of restricted use pesticides; to require a special license for the sale or offering for sale of any restricted use pesticides; to create and establish a Pesticide Advisory Committee to perform certain duties in connection with the administration of this Act; and to provide for the administration and enforcement of this Act by the Commissioner of Agriculture and Industries with exemption provisions; authorizing the adoption of rules and regulations to carry out the purpose of this Act; to provide enforcement and penalty provisions for violations of this Act, and to repeal conflicting laws.

Also:

H. 311. To amend Section 396, Title 51, Code of Alabama 1940, as amended, which relates to fiduciary returns and to remove the requirement that the returns be made under oath.

Also:

H. 312. To amend Section 406, Title 51, Code of Alabama 1940 which relates to corporation returns and the officials authorized to sign the returns; to remove the requirement that the return be sworn to by such officials.

Also:

H. 313 To amend Section 426, Title 51, Code of Alabama 1940 relating to excise tax on financial institutions and the officials authorized to sign returns; to remove the requirement that the return be sworn to by such official.

And finds same correctly enrolled

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 161. To establish a code of ethics for governmental affairs in the State of Alabama for elected state officials, members of the Legislature, mem-

bers of boards and commissions, employees, and other persons; to establish the Alabama Board of Ethics for State Elected Officials and fix its powers and duties in connection with said code with respect to elected state officials; to establish a legislative code of ethics and provide for its enforcement; to establish the Alabama Commission on Governmental Ethics and fix its powers and duties in connection with said code with respect to state employees and members of boards and commissions; and to authorize and direct the State Personnel Department to provide investigative and administrative services for the said Commission and Board in connection with said code, to provide prescriptive periods with respect thereto; and to provide civil and criminal penalties in connection with certain violations hereof.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolutions, to-wit:

H. J. R. 146. Providing for continuation of the Joint Committee established by HJR 107, Act No. 483, approved September 6, 1957, to study the problems involved in the production and processing of cotton.

Also:

H. J. R. 155. HONORING BRUCE V. HAIN.

Also:

H. J. R. 156. HONORING JOHN BLANTON FOR OUTSTANDING SERVICE TO HIS COUNTRY AND HIS STATE.

Also:

H. J. R. 161. Honoring the Alabama Charioteers, a Junior Drum and Bugle Corps.

Also:

H. J. R. 162. Honoring the City of Jasper for winning an award for excellence for the Municipal Water Works Boards in the State of Alabama.

Also:

H. J. R. 164. Commending Mr. L. C. McMillan.

Also:

H. J. R. 166. COMMENDING AND CONGRATULATING HONORABLE MARVIN DODSON.

Also:

H. J. R. 167. Honoring Dr. Zelia Stephens and naming a building after her on the Alabama State University Campus.

Also:

H. J. R. 168. Honoring William H. Benson and naming a building at Alabama State University after him.

Also:

H. J. R. 175. To name Highway 101 in Lauderdale County the Don L. Michael Memorial Highway.

Also:

H. J. R. 180. COMMENDING REPRESENTATIVES PHIL SMITH AND MURRAY P. McCLUSKEY FOR THEIR HOSPITALITY SHOWN TO THE MEMBERS OF THE LEGISLATURE ON SUNDAY, AUGUST 22, 1971, AT THE TALLADEGA 500 STOCK CAR RACE.

Also:

H. J. R. 181. Designating the S. D. Bishop State Junior College at Mobile.

Also:

H. J. R. 185. NAMING THE NEW COMPLEX AT SHELTON STATE TECHNICAL INSTITUTE THE HAROLD I. JAMES MECHANICAL TECHNOLOGY BUILDING.

Also:

H. J. R. 186. NAMING H. B. 198 "THE TIMMONS AND LYBRAND INSURANCE ACT."

Also:

H. J. R. 190. Naming the Health Building at Snead Junior College for Lurleen Wallace.

Also:

H. J. R. 199. MEMORIALIZING THE PRESIDENT OF THE UNITED STATES TO HAVE THE UNITED STATES POST OFFICE ISSUE A COMMEMORATIVE STAMP HONORING THE UNITED SPANISH WAR VETERANS.

Also:

H. J. R. 203. DESIGNATING THE AUBREY J. CARR SCENIC DRIVE.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES
ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2375. To prohibit cities, or any agencies thereof, having populations of not less than 33,500 nor more than 36,500 from collecting outside the corporate limits of said cities any permit fees, inspection fees or other fees with respect to the enforcement of any building code provision relative to residential buildings or structures; to provide that building code provisions may be enforced within the police jurisdiction of said cities, but to limit the collection of all fees and charges for inspection or enforcement relative to residential buildings or structures to the area within the corporate limits of the cities.

Also:

H. 2006. Relating to Lauderdale County, regulating and prescribing the qualifications of persons engaged in the bail bond business and in the business of providing surety bonds under Act No. 704, Section 24, H. 475 (Acts of Alabama 1951, p. 1239), and further provides for satisfaction of any final judgment on such bail bond or surety bond issued by such persons herein described.

Also:

H. 1874. Relating to counties having populations of not less than 55,000 nor more than 56,500; to create in each of such counties a coliseum authority as a public corporation; for the purpose of providing a coliseum and related structures in such county; to provide for the appointment, term, and qualifications of the members of such authority; to prescribe the powers, duties and functions of said authority, including the power of eminent domain; to provide certain insurance coverage; to authorize the sale and issuance of interest bearing revenue bonds and refunding said bonds; to declare such bonds to be negotiable instruments; to exempt from taxation properties of said authority and the income therefrom, and the bonds and the income therefrom; and to levy a privilege tax on lodgings in each county coming under this act as a means of financing such coliseum and provide for its collection.

Also:

H. 262. To provide a Uniform Standards Code for the construction of Mobile Homes to be sold within this State; prescribing certain licenses and the fees therefor; providing for the administration and enforcement of the provisions of this Act; prescribing penalties for the violation of the provisions hereof.

Also:

H. 2286. Relating to Hale County; to regulate the compensation of members of the county board of registrars, board of equalization, and jury commission; providing for payment of additional compensation.

Also:

H. 1151. To better provide for the public health by providing that an assistant to a physician, and any trainee in training to become an assistant to a physician, can perform medical services when certain conditions are met; by providing for the approval and regulation of assistants to physicians; by providing for the approval and regulation of physicians to utilize assistants to physicians; by providing for the approval and regulation of programs for training assistants to physicians; enlarging the powers of the Board of Medical Examiners so that they may promulgate rules and regulations for regulating assistants to physicians and the physicians who utilize them; prescribing penalties for violations of the provisions of this Act; authorizing the State Board of Medical Examiners to make any further provisions for carrying out the intent and purposes of this Act, and, for carrying out any other rules and regulations promulgated by the Board of Medical Examiners; providing for injunctive proceedings; restricting liability and responsibility for the acts or omissions of assistants to physicians to the licensed physician or physicians responsible for the control and direction of the activities of such assistants, and providing that no other person, firm, corporation or organization shall be liable or responsible for such activities; and to repeal all laws or part of law to the extent that they conflict with any of the provisions of this Act.

Also:

H. 758. To provide that any bank situated in Blount County or having a branch or authorized place of business in Blount County may, with the approval of the Superintendent of Banks, establish, maintain and operate a branch bank in the town of Snead, Alabama, a municipality in said Blount County.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SINGING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2062. To amend Section 2 of Act No. 590 adopted at the 1939 Regular Session of the Legislature of Alabama, as amended, so as to increase the rate of the tax levied in said act to eight cents per gallon.

Also:

H. 2317. To amend Section 11 of Act No. 674 of the 1961 Regular Session of the Legislature so as to increase the fee charged for an inspection marker for motor vehicles and to provide for the disposition of the proceeds therefrom.

Also:

H. 37. To provide for the cost of and establish the procedure for obtaining an annual resident state hunting license.

Also:

H. 45. To amend further Title 2, Section 660, Code of Alabama, 1940, as last amended, to increase the number of appointive members of the State Soil and Water Conservation Committee from three appointive members to six such members who are soil and water conservation district supervisors, and to provide that no more than one supervisor member may be appointed from each of the six geographical areas of soil and water conservation districts, as created under Section 661, Title 2 of the Code of Alabama, 1940; and to provide for the maximum annual compensation of the administrative officer of the state soil and water conservation committee.

Also:

H. 39. To amend Section 38 of Title 8 of the Code of Alabama of 1940, as amended, which pertains to the method of obtaining and cost of resident state fishing licenses.

Also:

H. 261. To create a continuing women's commission; providing for the operation of such commission; providing for its compensation; defining its duties.

Also:

H. 324. To amend Act No. 755, H. 49, Regular Session 1967, approved September 8, 1967 (Acts, 1967, p. 1609) which relates to supernumerary tax collectors, tax assessors, license commissioners, or other elected officials charged with the assessment and/or collection of ad valorem taxes in the various counties of the State; amending such Act relative to the required prior service, and to prescribe repayment of contributions in certain instances.

Also:

H. 1851. To provide for the regulation of the custom application of pesticides by aircraft and ground equipment; to require persons engaging in such work for compensation to be licensed by the Commissioner of Agriculture and Industries, fixing the license fees and prescribing other requirements for persons engaging in such work including the filing of a bond or a liability insurance policy; to empower the Commissioner of Agriculture and Industries to administer and enforce the requirements of this Act, prescribing his duties and authority, and to authorize the adoption of rules and regulations in connection therewith together with other regulatory requirements; to provide for exemptions from the requirements of this Act; and to provide enforcement provisions and penalties for violations of this Act.

Also:

H. 2308. Relating to counties having a population of not less than 35,000 nor more than 38,000 according to the last federal decennial census; abolishing the Court of County Commission of such counties, and creating in lieu thereof a County Commission; dividing such counties into Commissioner's Districts; providing for the election, term and qualifications of the commissioners; and relieving the probate judge of all duties with respect to the county governing body; and fixing the compensation of the commissioners.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

RESOLUTION

The following resolution was introduced:

By Mr. Casey:

H. J. R. 225. COMMENDING BILL COFIELD FOR HIS OUTSTANDING ABILITIES IN PUBLIC SPEAKING.

WHEREAS Bill Cofield is the son of Mr. and Mrs. M. G. Cofield of Wedowee, Route Three; and

WHEREAS Bill Cofield is the immediate Past-President of the Alabama F.F.A. Association and has attended the National Convention in Kansas City, for the past two years; and

WHEREAS Bill Cofield has recently won the State and Tri-State (Alabama, Georgia and Florida) Public Speaking Contest, and will represent Alabama in the Regional Contest in Kansas City in October; and

WHEREAS Bill Cofield was a delegate to the National Youth Power Congress in Chicago, a delegate to the National 4-H Congress in Chicago, and the Alabama Delegate to the National Agricultural Youth Institute (NAYI) in Nebraska; and

WHEREAS Bill Cofield has been chosen Salutatorian of his graduating class, outstanding student at Woodland High School, Merits Who's Who among American High School Students, and Business Manager of the school's year book; and

WHEREAS Bill Cofield has been awarded the DeKalb Accomplishment Award, the 4-H Gold Key Award, and was named as runner-up in Governor's Youth Conservationist of the Year Award, 1970; and

WHEREAS Bill Cofield has been the Chapter President of F.F.A. for two years, and served as President of the Beta Club his senior year, and participated in high school sports for four years, and a member of Calvary Baptist Church; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we congratulate Bill Cofield for his many achievements; and

BE IT FURTHER RESOLVED, that we pay tribute to this outstanding young gentleman and wish him the best of luck in the Regional Public Speaking Contest in October; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Mr. and Mrs. M. G. Cofield, Route Three, Wedowee; Mr. Bill Cofield, Route Three, Wedowee, Mr. Huel W. Bishop, Woodland High School, Woodland, Alabama, and to Woodland High School, Woodland, Alabama.

On motion of Mr. Casey, the rules were suspended and the resolution was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolutions, to-wit:

H. J. R. 209. COMMENDING THE UNIVERSITY OF ALABAMA FOOTBALL TEAM.

Also:

H. J. R. 211. REQUESTING LOCAL BOARDS OF EDUCATION NOT TO OVERLOAD SCHOOL BUSES.

Also:

H. J. R. 216. Congratulating Representative and Mrs. Fred Barkett on their recent marriage.

Also:

H. J. R. 218. Naming the new Band Building at Auburn University the "Goodwin Building."

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 80. Relating to education; providing for The Drug Abuse Education Act of 1971; establishing a program of drug, narcotic, alcohol and tobacco education; providing for the administration and regulation of such program; and providing an appropriation therefor.

Also:

H. 461. To amend Title 13, Section 241, Code of Alabama, 1940, pertaining to expenses of district attorneys outside of their home counties.

Also:

H. 1021. To provide for the retirement of employees under the State Retirement System who have obtained the age of 50 and have at least 30 years service and to repeal all laws or parts of laws in conflict with the provisions of this Act.

Also:

H. 1124. To amend Sections 1, 5, 7, and 8 of Act No. 515, HB 93, Approved July 9, 1945 (General Acts 1945, Page 734), as amended, which relates to the Employees' Retirement System of Alabama.

Also:

H. 881. To provide a Uniform Standards Code for the protection of life and property.

Also:

H. 368. To amend Section 12(2), Title 51, Code of Alabama 1940, Recompiled 1958, relating to tax on non-profit associations.

Also:

H. 46. To provide for inspection of certain petroleum products, including those commonly known as gasoline, naphtha, diesel fuel, kerosene and lubricating oil, that are sold, offered for sale, used or stored in the State of Alabama; to provide for the issuance by the Commissioner of Agriculture and Industries of permits for selling, offering for sale, storing or using such petroleum products and to require the making of applications for such permits and payment of a permit fee; to authorize the Board of Agriculture and Industries to establish minimum standards for such petroleum products; to require compliance with such standards; to provide for enforcement of this act, including provisions for maintenance of records and for labeling, sampling and testing such products, provisions prohibiting adulteration thereof, and provisions for penalties for violation of this act; to prohibit the sale, offering for sale, storage or use in this State of petroleum products not meeting the said standards; to impose an inspection fee in respect of each such petroleum product; to provide for the disposition of such inspection fees and any penalties collected under this act; to provide that violation of this act constitutes a misdemeanor; and to repeal Article 21 of Chapter 1 of Title 2 of the Code of Alabama of 1940 and subdivision 2 of Article 26 of the said Chapter 1.

Also:

H. 29. To provide that any person who is an employee or retired employee of the State and covered by or retired under the State Employee Retirement System and who becomes director or other employee of any department may elect to continue or resume his participation in said retirement sys-

tem, and to provide that the appropriate department may expend any funds appropriated to it for matching such employee's contributions to the retirement systems under the provisions of this Act.

Also:

H. 128. To amend Code of Alabama 1940, Title 32, Section 12, in relation to the mileage allowance provided members of the legislature.

Also:

H. 175. Relating to the Eighth Judicial Circuit; providing for additional circuit court judge in such circuit.

Also:

H. 437. To provide for a comprehensive land management and use program in flood-prone areas of this state so as to make flood insurance available under the National Flood Insurance Act of 1968; to declare the public need for such program; to define terms; to authorize and require the county governing body in each county to prescribe criteria for land management and use in such areas, including control measures, subdivision planning requirements, building and health code requirements; to require certain permits prior to commencing construction; and to prescribe penalties for violations.

Also:

H. 584. To authorize the County Commissions of the several counties to appoint a County Engineer or a Chief Engineer of the Division of Public Roads to provide for his compensation; to provide for the qualifications and duties; and to provide for State participation of the salary of said Engineer.

Also:

H. 732. To establish the Alabama Peace Officers Standards and Training Commission; to prescribe its functions, duties and powers relating to the selection, recruitment and training of law enforcement officers and the work of law enforcement agencies in the State; to prescribe minimum standards for law enforcement officers; to grant to the Commission power to establish standards and issue and promulgate rules and regulations; to make the violation of certain provisions of this Act or the standards, rules and regulations of the Commission a misdemeanor; to establish the Alabama Peace Officers Standards and Training Commission Fund to make biennial appropriations from such Fund to the Commission for the fiscal years 1971-72 and 1972-73; to authorize participation in the program of the Commission by State, county and municipal law enforcement agencies.

Also:

H. 991. To further amend Section 10 of Act No. 424, H. 413, Legislature of 1963, Regular Session, approved September 2, 1963 (Acts of 1963, Vol. 2, p. 931), as amended by Act No. 118, H. 35, Legislature of 1965, approved September 30, 1965 (Acts of 1965, 2nd and 3rd Spec. Sessions, p. 163), an Act regulating the labeling, sale, offering or exposing for sale or distribution of agricultural, vegetable, flower, tree, shrub and herb seeds; amending Section 10 of said Act, as amended, which relates to the annual permit and permit fee required to be paid for the sale, offering for sale, distribution

and processing of agricultural, vegetable, herb, tree, shrub or flower seeds.
And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House: immediately after the titles had been publicly read by the Clerk; the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

RESOLUTION

The following resolution was introduced:

By Messrs. Cottingham and Turner:

H. J. R. 226. REGRETTING THE ILLNESS OF LIEUTENANT COLONEL LAWRENCE D. ROGERS AND WISHING HIS EARLY AND COMPLETE RECOVERY.

WHEREAS it has been learned with sincere and deep regret that Lieutenant Colonel Lawrence D. Rogers is seriously ill in Andrews Air Force Base Hospital; and

WHEREAS Lieutenant Colonel Rogers is a command pilot and career air force officer with eighteen and one-half years of service; and

WHEREAS Lieutenant Colonel Rogers is a graduate of the Air War College in Montgomery, Alabama and earned his masters degree with honors from Washington University; and

WHEREAS Lieutenant Colonel Rogers, who was liaison officer for the Army and Navy when American forces first moved into the Mekon Delta in Vietnam, served with such brilliant effectiveness and exceptional valor in active combat, during which time his co-pilot was killed, that he was awarded many citations for bravery and was decorated by the Vietnamese government for his outstanding services; and

WHEREAS Lieutenant Colonel Rogers, who is now assigned to the Pentagon, is married to the former Jean Evans of Selma and is the father of three fine children Teresa, Larry and Mike; and

WHEREAS while on leave last spring Lieutenant Colonel Rogers and his family visited Mrs. Rogers' mother in Selma, Mrs. Eva Evans, who was and is an ardent supporter of Governor Wallace; during this time, he shared Mrs. Evans' enthusiasm and, with his customary zest for life and great capacity for enjoyment, gained much pleasure from his associations; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we most sincerely and deeply regret the illness of Lieutenant Colonel Rogers and offer our prayerful hope for his early and complete recovery. We assure him that we shall be ever mindful of his many contributions to this State and Nation, and that not only his outstanding military service but also his courage, integrity and faith will forever serve as a shining symbol of a Christian gentleman to those who know him.

RESOLVED FURTHER, That copies of this resolution be sent to Lieutenant Colonel Rogers, to his wife, Mrs. Jean E. Rogers at 680 Berkshire Drive, Camp Springs, Maryland, and to Mrs. Eva Evans at 215 Ramsey Drive, Selma, Alabama.

On motion of Mr. Cottingham, the rules were suspended and the resolution was adopted.

RECESS

On motion of Mr. Cherner, the House recessed until 2:00 o'clock p. m.

Yeas 40; Nays 34.

Yeas:

Mr. Speaker	Collins	Harris	Parker (T)
Baker	Coshatt	Headley	Reynolds
Barkett	Cottingham	Hill	Smith (P)
Boles	Culver	Hobbie	Stubbs
Brassell	Downing	Jones (E)	Taylor
Callahan	Easters	King	Therrell
Carnes	Flippo	McCluskey	Turner
Carter	Gloor	Manley	Warren
Cauthen	Gray (F)	Namore	Williams
Chesnut	Grey (D)	O'Daniel	Wood

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Nays:

Messrs.:	Dill	Kinsey	Owens
Adams	Doss	Lang	Pruitt
Agee	Drake	Lutz	Reid (R)
Bassett	Goodwin	McCorquodale	Roberts
Benton	Grainger	McDonald	Robertson
Boutwell	Hardin	Mathews	St. John
Casey	Hearn	Meeks	Snell
Connell	Jackson	Merrill	Wallace
Crawford	Jones (F)	Nettles	

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HOUSE RECONVENED

The hour of 2:00 o'clock p. m. having arrived, the House reconvened. The Speaker called the House to order.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 960. Relating to all counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census; to provide clerical assistants for certain officers of the circuit court in such counties and to prescribe the compensation therefor.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 807. To amend Title 22, Section 199, Code of Alabama 1940, to further provide for the care of patients; nonresident patients; reports as to patients; and charges for treatment in tuberculosis hospitals by establishing the number of subsidized beds for indigent tuberculosis patients and further providing for operation of clinics for treatment and control of tuberculosis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 1058. Relating to all counties having populations of not less than 52,500 nor more than 54,000, according to the most recent federal decennial census; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the act and the collection and distribution of the proceeds of the tax; prescribing penalties for violations.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 414. To provide a Uniform Alabama Controlled Substances Act for preventing drug abuse and drug dependence, to standardize all laws in this state to be in conformity with the new Federal Comprehensive Drug Abuse Prevention and Control Act of 1970, and to repeal existing state statutes in conflict.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2738. To repeal Act No. 219, H. 821, approved August 6, 1965, Regular Session 1965 (Acts 1965, p. 305), entitled, "An Act To amend Section 1 of Act No. 106, H. 98, First Special Session 1964 (Act 1964, p. 167), an act relating to counties having populations of not less than 13,700 nor more than 14,300."

Also:

H. 2739. To repeal Act No. 141, H. 159, approved March 29, 1965, Special Session 1965 (Acts 1965, p. 192), entitled, "An Act To fix the salary of the county superintendent of education in all counties having a population of not less than 13,700 nor more than 14,300, according to the most recent federal decennial census."

Also:

H. 2740. To amend the title and Section 1 and to repeal Section 3 of Act No. 1093, S. 908, Regular Session 1969 (Acts 1969, p. 2027) which provides for the election and qualifications of members of the county commission, or other like governing body in certain counties classified on a population basis.

Also:

H. 2741. To repeal Act No. 106, H. 98, approved August 24, 1964, Special Session 1964 (Acts 1964, p. 167), entitled, "An Act To fix the salary of the county superintendent of education in all counties having populations of not less than 13,700 nor more than 14,300, according to the most recent federal decennial census."

Also:

H. 2742. To amend the title and Section 1 of Act No. 129, H. 97, Special Session 1964 (Acts 1964, p. 184) which regulates the closing of offices in the courthouse in certain counties classified on a population basis.

Also:

H. 2743. To amend the title and Section 1 of Act No. 34, H. 102, 3rd Special Session 1965 (Acts 1965, p. 245) which authorizes the county governing bodies to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964 in certain counties classified on a population basis.

Also:

H. 2744. To amend the title and Section 1 of Act No. 97, H. 105, Special Session 1966 (Acts 1966, p. 132) which regulates the compensation of election officers in certain counties classified on a population basis.

Also:

H. 2745. To amend the title and Section 1 of Act No. 131, H. 58, Regular Session 1967 (Acts 1967, p. 469) which fixes the compensation of the coroner in certain counties classified on a population basis.

Also:

H. 2746. To amend the title and Section 1 of Act No. 153, H. 642, Regular Session 1969 (Acts 1969, p. 429) which increases the salary of the deputy solicitor in certain counties classified on a population basis.

Also:

H. 2747. To repeal Act No. 507, H. 931, approved August 22, 1961, Regular Session 1961 (Acts 1961, p. 605), entitled, "An Act To fix the com-

pensation of the county superintendent of education in all counties having a population of not more than 14,350 nor less than 13,650, according to the 1960 or any subsequent federal decennial census."

Also:

H. 2748. To amend the title and Section 1 and to repeal Section 2 of Act No. 52, H. 116, Special Session 1962 (Acts 1962, p. 70) which provides an additional deputy sheriff whose compensation shall be payable from the county highway and traffic fund in certain counties classified on a population basis.

Also:

H. 2749. To amend the title and Section 1 of Act No. 950, H. 1373, Regular Session 1969 (Acts 1969, p. 1683) which fixes the compensation of the chairman and each member of the board of equalization and repeals conflicting laws in certain counties classified on a population basis.

Also:

H. 2750. To create and establish a court of record with county wide limited jurisdiction of criminal cases and civil actions at law, to be called the County Court of Calhoun County, in lieu of, and to replace the Intermediate Civil Court of Calhoun County; to abolish the Intermediate Civil Court of Calhoun County; to provide for the jurisdiction of said County Court of Calhoun County and the officers thereof; to fix their duties, powers, authority, and compensation; to provide for the transfer of all cases pending in the abolished court and in the Calhoun County Court to the newly established court, and to repeal Act No. 23, H. 8, 1962 Special Session (Acts 1962, p. 29) and all other conflicting laws.

Also:

H. 2751. To alter, rearrange and extend the boundaries and corporate limits of the City of Weaver, Calhoun County, Alabama, so as to annex certain territory to the City.

Also:

H. 2752. To fix the salaries of the judge and the clerk of the Calhoun County Court.

Also:

H. 2753. To provide for the City of Jacksonville in Calhoun County a civil service system governing the appointment, removal, salaries, tenure and official conduct of employees of the city; defining violations of the act; imposing penalties for violations; and repealing conflicting laws.

Also:

H. 2755. Relating to all counties having a population of not less than 34,000 nor more than 34,800 inhabitants according to the last or any subsequent federal decennial census; providing for an increase in the compensation of the members of the board of equalization in such counties and further providing for the method of payment of said compensation by the county governing body in such counties.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same here-with to the House:

H. 1773. To amend the title and Section 1 of Act No. 807, H. 1290, Regular Session 1961 (Acts 1961, p. 1171) which provides for Airport Authority Boards in certain counties classified on a population basis.

Also:

H. 2698. To alter, rearrange and extend the boundary lines and corporate limits of the City of Sumiton, in Walker County.

Also:

H. 2699. To alter, rearrange and extend the boundary lines and corporate limits of the City of Sumiton, in Walker County.

Also:

H. 2715. Authorizing the county commission in all counties having not less than 55,500 nor more than 56,500 inhabitants according to the last or any subsequent federal decennial census, to make an appropriation of county funds for the relief of Leon W. Richardson to compensate for certain damages.

Also:

H. 2721. Relating to Conecuh County; authorizing the board of education to retire teachers who have attained the age of sixty-five.

Also:

H. 2726. To repeal Act No. 42, H. 99, Approved September 23, 1965, Second Special Session 1965 (Acts 1965, p. 58), entitled, "An Act Relating to counties having a population of not less than 13,700 nor more than 14,300 according to the most recent federal decennial census; to provide an additional expense allowance for the chairman or presiding judge and members of the governing body of any such county, payable out of county funds."

Also:

H. 2727. To repeal Act No. 58, H. 60, approved June 29, 1967, Regular Session 1967 (Acts 1967, p. 383), entitled, "An Act Relating to counties having a population of not less than 13,700 nor more than 14,300 according to the most recent federal decennial census; to provide an additional expense allowance for the chairman or presiding judge and members of the governing body of any such county, payable out of county funds."

Also:

H. 2728. To repeal Act No. 59, H. 61, approved June 29, 1967 Regular Session 1967 (Acts 1967, p. 384), entitled, "An Act To provide a clerk hire allowance for the Judge of Probate of all counties having a population of not less than 13,700 nor more than 14,300, according to the most recent federal decennial census."

Also:

H. 2729. To repeal Act No. 57, H. 59, approved June 29, 1967, Regular Session 1967 (Acts 1967, p. 382), entitled, "An Act Relating to counties having a population of not less than 13,700 nor more than 14,300 according to the most recent federal decennial census; to provide additional clerk hire allowances for the Tax Assessors and Tax Collectors."

Also:

H. 2730. To authorize the county boards of education in all counties having population of not less than 14,000 nor more than 15,000 according to the last or any subsequent federal decennial census, to furnish certain supplies and services heretofore furnished by the county commission and relieving the county commissioners of the responsibility of furnishing such supplies and services.

Also:

H. 2731. To repeal Act No. 1247, H. 1562, approved September 13, 1969, Regular Session 1969 (Acts 1969, p. 2348), entitled, "An Act Relating to counties having populations of not less than 13,700 nor more than 14,300; to provide for the election and qualifications of members of the board of revenue, court of county commissioners, or other like governing body of any such county."

Also:

H. 2732. To amend the title and Section 1 and repeal Section 3 of Act No. 710, H. 1186, Regular Session 1965 (Acts 1965, p. 1313) which regulates further the duties and compensation of members of the county commission or like governing body in certain counties classified on a population basis.

Also:

H. 2733. To amend the title and Sections 1 & 2 of Act No. 705, H. 988, Regular Session 1967 (Acts 1967, p. 1536) which prescribes the salary and manner of payment of certain deputies sheriff in certain counties classified on a population basis.

Also:

H. 2734. To amend the title and Section 1 of Act No. 706, H. 989, Regular Session 1967 (Acts 1967, p. 1537) which regulates the compensation of the county superintendent of education in certain counties classified on a population basis.

Also:

H. 2735. To amend the title and Section 1 of Act No. 158, H. 179, Special Session 1969 (Acts of 1969, p. 225) which provides an additional allowance for travel for members of the board of equalization in certain counties classified on a population basis.

Also:

H. 2736. To repeal Act No. 21, H. 98, approved September 21, 1965, 2nd Special Session 1965 (Acts 1965, p. 35), entitled, "An Act To regulate expense allowances for the superintendent of education in counties having a

population of not less than 13,700 nor more than 14,300, according to the most recent federal decennial census."

Also:

H. 2737. To amend the title and Section 1 of Act No. 98, H. 106, Special Session 1966 (Acts 1966, p. 132) which regulates the expense allowances for the superintendent of education in certain counties classified on a population basis.

Also:

H. 2701. To authorize the county board of education of any county having a population of not less than 60,000 nor more than 65,000 inhabitants according to the most recent federal decennial census and the city boards of education of any cities in such counties having independent school systems to fix and collect tuition fees and charges from pupils attending schools under the respective jurisdictions of such boards, but who live outside the territory over which such boards of education have jurisdiction.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2233. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Athens, in Limestone County, Alabama, so as to annex certain territory to the City of Athens, in Limestone County, Alabama.

Also.

H. 2176. Relating to counties having populations of not less than 45,500 nor more than 52,000 according to the most recent federal decennial census; to further provide for the compensation of the members of the county board of education.

Also:

H. 2642. To provide further for the compensation of city commissioners in cities having a population of not less than 12,700 nor more than 13,115 according to the most recent federal decennial census.

Also:

H. 1263. Relating to all counties having populations of not less than 11,500 nor more than 12,500 according to the most recent federal decennial census; to extend the juvenile jurisdiction of probate courts or any court authorized by law to exercise such juvenile jurisdiction to children under eighteen years of age.

Also:

H. 1265. Relating to all counties having populations of not less than 11,500 nor more than 12,500, according to the most recent federal decennial census; to provide an expense allowance for members of the county board of education.

Also:

H. 2179. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; providing a clerk hire allowance for the Sheriff of said counties payable out of the general funds of the county.

Also:

H. 2468. To alter, rearrange and extend the corporate limits of the Town of Kennedy, Lamar County, Alabama.

Also:

H. 2450. To levy in Baldwin County a county privilege tax upon every person engaging in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the soil or the waters of Baldwin County, which tax shall be in addition to all other taxes including the state oil and gas tax levied by Act No. 2, H. 47, approved May 19, 1945 (Gen. Acts 1945, p. 20); to provide for the collection and enforcement of the tax by the state department of revenue in the same manner as the state oil and gas tax and to incorporate by reference certain provisions of said Act No. 2 with respect to assessments, and the time and manner of making reports and payments and the provisions thereof prescribing penalties for violations; to authorize the state revenue department to make rules and regulations to effectuate the purpose of this act; to provide that the revenue derived from the tax shall be paid into the General Fund of Baldwin County; and to prescribe additional penalties for certain violations.

Also:

H. 2578. Relating to all counties having populations of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census; to authorize the employment of two additional deputy sheriffs and to set salaries therefor, and to increase the salaries of the chief deputy sheriff and all deputies employed or authorized to be employed at the effective date of this Act.

Also:

H. 2608. Relating to all counties having populations of not less than 11,500 nor more than 12,500, according to the most recent decennial census; to regulate the salaries of the jailers in said counties, payable out of the general funds of the county.

Also:

H. 2611. Relating to counties having populations of not less than 11,500 and no more than 12,500, according to the most recent decennial census; authorizing the governing body of every such county to provide the sheriff of the county an allowance for clerk hire.

Also:

H. 2649. To authorize the Registers of all Circuit Courts, in all Counties having a population of not less than 90,000 nor more than 100,000 according to the most recent Federal Decennial Census, to destroy all documents, papers, exhibits, receipt books and cancelled checks filed in Equity cases in such Courts after the expiration of Twenty (20) years from the filing date of the final decree in such cases, and making the Minute and Final Rec-

ord Books the Official Court Records of such destroyed documents and papers; but no authority is given herein to destroy the Docket Sheets, Minute Books, Final Record Books or Indices in such cases.

Also:

H. 2652. Relating to all counties having populations of not less than 33,550 nor more than 34,000 according to the most recent federal decennial census, fixing the per diem pay for members of the board of equalization.

Also:

H. 2679. To establish a court of limited jurisdiction in criminal cases and civil actions at law in Bullock County, Alabama; to define the jurisdiction and powers of the court hereby established; to provide for procedures in such court; and to provide for its officers, their appointment, terms of office, powers, duties and compensation, and for costs and fees in such court.

Also:

H. 2693. To repeal Act No. 65, S. 290, approved July 12, 1971, Regular Session 1971, entitled, "An Act To prohibit the use of steel traps and similar devices in counties having a population of not less than 38,100 nor more than 40,500, and in counties having a population of not less than 41,750 nor more than 45,000, according to the most recent federal decennial census, and to prescribe punishment for the violation of this Act."

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same here with to the House:

H. 2761. To prescribe qualifications for the office of Coroner of counties having a population of not less than 34,875 nor more than 36,000 according to the most recent Federal decennial census.

Also:

H. 2766. To authorize the governing body of Madison County, Alabama, and the Madison County License Department to establish, when and where desired, offices separate and apart from those provided in the Madison County Courthouse building at Huntsville, Alabama, in various parts of the county for the sole purpose of selling automobile, truck, car, trailer and boat tags.

Also:

H. 2769. Relating to all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent and any subsequent federal decennial census; to provide for the appointment and compensation of a bailiff in County Court in such counties; to repeal conflicting laws.

Also:

H. 2770. To change the method of compensating the Sheriff of Madison County.

Also:

H. 2771. To provide an expense allowance for the Judge of the County Court in all counties having populations of not less than 175,000 nor more than 300,000 according to the last and any subsequent federal decennial census and to provide for an effective date for the operation of such act.

Also:

H. 2784. To alter, rearrange and establish the corporate limits of the City of Carbon Hill, Alabama.

Also:

H. 2787. Relating to counties having a population of not less than 55,500 nor more than 56,500 inhabitants, according to the last or any subsequent federal decennial census; creating a Public Hospital and Health Authority in any such county and prescribing the power, authority and jurisdiction of the Authority; providing for a board of directors of such Authority and for the appointment, terms, duties, power, authority and compensation of members of the board; authorizing the board to issue securities and mortgage and pledge its properties and revenues as security therefor; providing that securities of the Authority shall be negotiable instruments and shall be eligible for investment of trust funds; exempting from taxation all such securities, the income therefrom, any instrument executed as security therefor, and the income and properties of the Authority; and authorizing any municipality in such counties to transfer and convey to such hospital board with or without consideration therefor hospitals, other public health facilities, and funds raised or allocated for hospital purposes.

Also:

H. 2792. To amend Sections 1 and 3 of Act No. 774, S. 626, of the 1951 Regular Session of the Legislature of Alabama, approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Policemen's and Firemen's Pension and Relief Funds" so as to make said Act apply only to cities having a population of not less than 150,000 nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

Also:

H. 2793. Providing for the submission to the qualified voters of Madison County the question of whether or not an annual license tax and registration fee shall be levied in an amount not exceeding \$2.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by an individual who is a resident of Madison County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Madison County with the concurrence of the governing body of the City of Huntsville, providing for the calling, giving of notice, holding, conducting, canvassing, and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and county and municipalities of the state, prescribing the time and

manner for the payment of the license tax and registration fee; authorizing the governing body of Madison County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Madison County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing emergency medical treatment and emergency transportation, through the use of motor vehicles or aircraft, to the sick and injured within the County of Madison, said service to be maintained in connection with the operation of the Huntsville Hospital Emergency room, or with the operation of the Huntsville Hospital, or in connection with any other public or private hospital within Madison County, Alabama; requiring the proceeds of said license tax and fee to be paid to the Huntsville Hospital Board, Inc., or to any successor public hospital corporation in the event said hospital shall be acquired by such hospital corporation, to be used by said agency for said purpose; and repealing all laws and parts of laws in conflict therewith.

Also:

H. 2794. To amend Section 1 of Act No. 773, S. 621, Approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama, having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Municipal Employees Pension and Relief Funds", so as to make said act applicable only in cities having a population of not less than 150,000, nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

Also:

H. 2795. To alter the boundary lines of the City of Huntsville, Madison County, Alabama, so as to include within the corporate limits of said City, all territory described below.

Also:

H. 2722. To create and establish a court in Jefferson County with limited jurisdiction with the Circuit Court for the limited purpose of disposing of non-capital felony criminal cases on an information, before indictment, under Title 15, Article 8 of Chapter 11 of the Code of Alabama of 1940 as recompiled in 1958, and to act on matters pertaining to probation in such cases; to provide for the officers of such court and to fix their duties.

Also:

H. 2789. Relating to Macon County: To create and establish in Macon County in lieu of the present Inferior Court and the juvenile court, a court with county-wide limited jurisdiction of criminal cases, civil actions at law and of juvenile cases, and said court to be known as the Court of Common Pleas of Macon County, Alabama; providing it with officers and providing their powers, duties, salary, compensation, their terms of office and the manner of their selection, appointment and election; regulating its procedure and process, and for the return of warrants thereto including all warrants for the violation of the rules of the road and similar offenses; and fixing the costs, charges and commissions collectible therein, and the compensation of its officers; abolishing the present Inferior Court and juvenile Court of Macon

County; and providing for the transfer and trial of cases pending in the present Inferior Court of Macon County and in the juvenile court of Macon County, at the time this act takes effect, to the Court of Common Pleas of Macon County, Alabama.

Also:

H. 1267. Relating to all counties having populations of not less than 24,500 nor more than 25,000 according to the most recent federal decennial census; to extend the juvenile jurisdiction of probate courts or any court authorized by law to exercise such juvenile jurisdiction to children under eighteen years of age.

Also:

H. 1276. To provide for fixing the compensation and payment of Court Reporters for the Sixth Judicial Circuit of Alabama.

Also:

H. 1881. To repeal Act No. 22, H. 216, Special Session 1966 (Acts 1966, p. 44), which act removes all counties having populations of not less than 100,000 nor more than 115,000 from the operation of Act No. 476 of the Regular Session of 1965, approved August 20, 1965.

MCDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2819. To authorize the Shelby County Governing Body to appropriate an allowance for expenses for the Shelby County Coroner.

Also:

H. 2822. Relating to St. Clair County, authorizing any bank situated within the county to open, establish, operate and maintain a branch bank, branch office, or other place of business at Moody in said County.

Also:

H. 2829. Relating to all counties having populations of not less than 95,000 nor more than 115,000 according to the most recent federal decennial census; to impose a tax upon the sale by liquor licensees of spirituous or vinous liquors and an additional tax on malt or brewed beverages when sold for on-premises consumption; providing for the administration of this Act and the collection and use of the proceeds; requiring permits for taxable sales of spirituous and vinous liquors and malt or brewed beverages; and providing penalties for violations of this Act.

Also:

H. 2830. Relating to counties having populations of not less than 55,500 inhabitants nor more than 56,500 inhabitants according to the most recent or any subsequent federal decennial census; to regulate the amount of the clerk and sheriff's fees charged by the circuit courts (criminal and civil divisions) and by the intermediate courts (criminal, civil, and equity divi-

sions) and to regulate the amount of certain other fees and costs charged by such courts in counties coming under the provisions of this Act.

Also:

H. 2831. To amend Section 1 of Act No. 332, H. 688, Regular Session 1969 (Acts 1969, p. 706) which act provides for the appointment and tenure and number and fixing the compensation of Bailiffs for the Sixth Judicial Circuit of Alabama.

Also:

H. 2826. To amend Sections 5 and 31 of an Act approved May 25, 1945, as shown by a local act of 1945 beginning on page 23 and entitled, "An Act to abolish the Court of County Commissioners of Covington County, Alabama, and to create a Court of Record to be called "The Board of Revenue of Covington County," consisting of a president, who shall be elected by the voters of the whole county, and four associate members, one of whom shall be elected from each district of the county, which the Act divides into four districts; to name the president and associate members of the board pending election, to provide for their election at the General Election in 1948, and every four years thereafter, and to fix their terms of office, to prescribe the personal, political and geographical qualifications of the president and of each associate member of said board; to direct that vacancies on said board shall be filled by appointment of the Governor, who shall observe the qualifications prescribed herein; to prescribe the duties, powers, authority, jurisdiction and responsibility of the president, president pro tempore, each associate member of the board, and of such board as a whole; to fix a regular meeting date for said board; to authorize special meetings and to direct how they shall be called; to prescribe a quorum for each such meeting; to provide for allocations of county funds to each district and for withdrawal thereof; to provide for the appointment of a board clerk and treasurer and to prescribe their duties, salary, and period of employment; to provide for an annual salary to be paid the president and each associate member of the board in lieu of all other compensation and allowances except that they, the clerk, county road supervisor and all other employees, while out of the county, shall be paid certain expenses; to provide that the president and each associate member of the Board, the clerk, the treasurer, road supervisor, and such other employees of the county as the board shall designate, shall give a bond, payable to the county, for the performance of their duties, to direct the payment of all premiums on bonds herein required; to determine and to authorize a determination from what county funds all salaries, compensations, wages, allowances and expenses, and bond premiums shall be paid; to fix the effective date of this act; and to provide a saving clause and that all laws or parts of laws in conflict with this Act be repealed, by providing in Section 5 thereof that the President of said Board and each Associate Member thereof shall be qualified elector of Covington County and shall be elected from the County at large. Each district as established in Section 3 of said Act shall be entitled to a Member on said Board and each candidate for election as an Associate Member of said Board upon qualification for election as such Associate Member of such Board shall specify at the time of his or her qualification the designated district for which he or she seeks election. And by further providing in Section 31 of said Act that the amount of such money appropriated to the contingent fund as provided by said Section be increased from One Thousand Dollars (\$1,000.00) to Fifteen Hundred Dollars (\$1500.00) and further providing that said Act to become effective upon its passage and approval by the Governor or its otherwise becoming a law.

Also:

H. 2836. Relating to counties having populations of not less than 65,500 nor more than 75,200, according to the most recent federal decennial census; dividing all such counties which have heretofore been divided into four commissioners' districts into two commissioners' districts; providing for the election of two commissioners for each district; and fixing their qualifications and term of office.

Also:

H. 1008. To provide for the compensation of jurors in Cleburne County.

Also:

H. 1009. To provide for the compensation of circuit court bailiffs in Cleburne County.

Also:

H. 1344. To amend the title and Section 1 of Act No. 89, H. 212, Second Special Session 1965 (Acts 1965, p. 118), which provided expense allowances for circuit judges in certain counties classified on a population basis, payable out of the general funds of such counties.

Also:

H. 1345. To amend the title of Act No. 767, H. 708, Regular Session 1969 (Acts 1969, p. 1365), which further regulates the salary of members of the tax equalization board, board of registration, and jury commission in certain counties classified on a population basis.

Also:

H. 1346. To amend the title and Section 1 of Act No. 60, H. 395, Regular Session 1969 (Acts 1969, p. 353), which regulates the compensation of the county superintendent of education of certain counties classified on a population basis.

Also:

H. 1347. To amend the title and Section 1 of Act No. 376, H. 862, Regular Session 1963 (Acts 1963, p. 876), which authorizes and provides for a recount of the vote in certain ballot boxes on order of the circuit judge, in certain counties classified on a population basis.

Also:

H. 1348. To amend the title and Sections 1 and 2 of Act No. 29, H. 27, Regular Session 1965 (Acts 1965, p. 48), which authorizes the governing body of certain counties classified on a population basis to prescribe the times when county offices may be closed.

Also:

H. 1352. To repeal Act No. 128, H. 117, approved March 29, 1965, Special Session 1965 (Acts 1965, p. 181), entitled, "An Act To regulate the compensation of county superintendents of education in all counties having populations of not less than 10,800 nor more than 12,000, and repeal conflicting laws."

Also:

H. 1354. To amend the title and Section 1 of Act No. 385, H. 884, Regular Session 1963 (Acts 1963, p. 888), which prohibits payroll deduction of dues of school employees in professional organizations and prescribes punishments for violations, in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1052. To repeal Act No. 134, H. 192, approved, May 9, 1963, Second Special Session 1963 (Acts 1963, p. 320), entitled, "An Act To authorize the court of county commissioners, board of revenue, or like governing body of certain counties, classified on a population basis to prescribe the times when county offices may be closed."

Also:

H. 1053. To repeal Act No. 70, H. 110, approved, April 23, 1963, Second Special Session 1963 (Acts 1963, p. 238), entitled, "An Act Relating to counties having a population of not less than 60,500 and not more than 65,000 according to the last or any subsequent federal decennial census; providing for the substitution of other books or texts for the textbooks on the list of state-approved or state-adopted textbooks."

Also:

H. 1054. To repeal Act No. 112, S. 3, approved September 15, 1961, Special Session 1961 (Acts 1961, p. 2037), entitled, "An Act Relating to every judicial circuit composed of only one county having two circuit judges and a population of not less than sixty thousand five hundred and not more than sixty five thousand inhabitants according to the last or any subsequent federal decennial census; extending the powers, authority and duties of the circuit solicitor of any such judicial circuit so as to empower, authorize and require that such circuit solicitor supervise the prosecution of all misdemeanors to be tried and all felonies to be heard on preliminary in any and all inferior courts located and constituted in the county composing any such judicial circuit; creating the office of deputy circuit solicitor for any such judicial circuit and prescribing the duties of such office; providing for the mode and manner of the appointment of such deputy circuit solicitor and for his compensation, and further providing that such compensation shall be paid out of the general fund of the county composing any such judicial circuit."

Also:

H. 1055. To repeal Act No. 143, H. 147, approved, May 14, 1969, First Special Session 1969 (Acts 1969, p. 207), entitled, "An Act Relating to all counties in this state having populations, according to the most recent federal decennial census, of not less than 61,000 nor more than 65,000; regulating and prescribing the qualifications of persons engaged in the bail bond business in such counties, repealing conflicting laws."

Also:

H. 1056. To repeal Act No. 357, H. 456, approved, August 10, 1965, Regular Session 1965 (Acts 1965, p. 495), entitled, "An Act Relating to counties having a population of not less than 60,500 and not more than 65,000 according to the last or any subsequent federal decennial census; providing for the substitution by city boards of education in such counties for use in the city schools of other books or texts for the textbooks on the list of state-approved or state-adopted textbooks."

Also:

H. 1057. To repeal Act No. 717, H. 1220, approved September 1, 1965, Regular Session 1965 (Acts 1965, p. 1323), entitled, "An Act Relating to all counties in the State of Alabama having a population of not less than 60,500 nor more than 65,000 inhabitants according to the last or any subsequent federal decennial census; authorizing the court of county commissioners or other like governing body of such counties to set aside, appropriate, use and expend county funds or revenues for the purpose of providing contributions to non-profit Community Action Committees, boards and groups heretofore formed in such counties under the Economic Opportunity Act of 1964, Public Law 88-452, 88th Congress, S. 2642 and approved by the Office of Economic Opportunity."

Also:

H. 1058. To repeal Act No. 113, S. 4, approved, September 15, 1961, Special Session 1961 (Acts 1961, p. 2039), entitled, "An Act Relating to all judicial circuits of the State of Alabama composed of only one county and having a population of not less than Sixty Thousand Five Hundred (60,500) and not more than Sixty-five Thousand (65,000) inhabitants according to the last or any succeeding federal decennial census; authorizing the solicitor of said circuit to appoint a stenographic secretary, and providing for the payment of said secretary's compensation from the general funds of the county constituting such circuit."

Also:

H. 1059. To repeal Act No. 206, S. 10, approved, September 15, 1961, Special Session 1961 (Acts 1961, p. 2184), entitled, "An Act To authorize the governing bodies of all counties having populations of not less than 60,500 nor more than 65,000, according to the last or any subsequent federal decennial census, to regulate the planning and construction of all public streets, public roads, and drainage structures located or to be located in subdivisions of land situated outside the corporate limits of any municipality in such counties."

Also:

H. 1060. To repeal Act No. 325, H. 774, approved August 28, 1963, Regular Session 1963 (Acts 1963, p. 808), entitled, "An Act To provide for payment of expenses of circuit solicitors in judicial circuits in Alabama composed of one county and having a population of not less than Sixty Thousand Five Hundred (60,500) and not more than Sixty-five Thousand (65,000) inhabitants according to the last or any succeeding federal decennial census, to be paid out of the county treasury of such counties."

Also:

H. 1061. To repeal Act No. 583, H. 508, approved August 26, 1965, Regular Session 1965 (Acts 1965, p. 1080), entitled, "An Act To provide further for the supplemental compensation of the Circuit Solicitor in every circuit composed of only one county having two Circuit Judges and a population of not less than 60,500 nor more than 65,000 inhabitants according to the last or any subsequent federal decennial census; providing that the supplemental compensation herein provided shall be in lieu of any and all other salary supplements heretofore authorized."

Also:

H. 1062. To repeal Act No. 100, H. 108, approved August 19, 1966, Special Session 1966 (Acts 1966, p. 134), entitled, "An Act To authorize and provide for branch banks in all counties having populations of not less than 61,000 nor more than 65,000 according to the most recent federal decennial census, and to repeal conflicting laws."

Also:

H. 1063. To repeal Act No. 201, S. 1, approved July 22, 1969, Regular Session 1969 (Acts 1969, p. 521), entitled, "An Act To amend Act No. 326, H. 775, Regular Session 1963 (Acts 1963, p. 809), relating to judicial circuits composed of only one county and having a population of not less than 60,500 nor more than 65,000 inhabitants; which authorizes the appointment of a deputy circuit solicitor; so as to provide further for the compensation of such solicitor."

Also:

H. 1064. To repeal Act No. 532, S. 516, approved, August 20, 1965, Regular Session 1965 (Acts 1965, p. 785), entitled, "An Act Relating to counties having a population of not less than 60,500 nor more than 65,000 according to the most recent federal decennial census; to authorize the county governing body in any such county to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964."

Also:

H. 1065. To repeal Act No. 595, S. 727, approved, August 29, 1969, Regular Session 1969 (Acts 1969, p. 1082), entitled, "An Act To amend Act No. 113, S. 4, Special Session 1961 (Acts 1961, p. 809) relating to judicial circuits composed of only one county and having populations of not less than 60,500 and not more than 65,000 inhabitants according to the most recent federal decennial census which authorizes the district attorney of said circuit to appoint a stenographic secretary, so as to provide further for the compensation of such secretary."

Also:

H. 1066. To repeal Act No. 582, H. 530, approved, September 8, 1967, Regular Session 1967 (Acts 1967, p. 1351), entitled, "An Act To provide for an appeal from any decision of a Civil Service Board in cities having a population of not more than 33,000 nor less than 31,500 according to the most recent federal decennial census."

Also:

H. 1067. To repeal Act No. 144, H. 192, approved March 29, 1965, First Special Session 1965 (Acts 1965, p. 195), entitled, "An Act Relating to cities having populations of not less than 31,500 nor more than 33,000; providing an expense allowance for members of the governing body of such cities."

Also:

H. 1545. To amend the title and Section 1 of Act No. 895, H. 1262, approved September 12, 1969 (Acts of Alabama, 1969, Vol. II, Page 1622) entitled "An Act to provide for the supplemental compensation of the court reporter of the circuit court of any county having a population of not less than 48,500 nor more than 49,500, according to the last or any subsequent federal decennial census; to repeal conflicting general, local or special laws" so that said Act after passage and approval of this Act by the Governor or its otherwise becoming law, shall apply to all counties having populations of not less than 57,000 nor more than 61,000 according to the last or any subsequent federal decennial census and to provide an effective date.

Also:

H. 1554. To amend the title and Section 1 of Act No. 396, H. 903 approved August 16, 1965 (Acts of Alabama, 1965, Vol. I, Page 573) entitled "An Act to provide an expense allowance for each circuit judge of all judicial circuits, composed of only one county, which has a population of not less than 48,020 nor more than 49,750, according to the most recent federal decennial census, when the circuit judge is ex officio judge of the juvenile court; and to provide for the payment of such expense allowance out of the general fund of the county" so that said Act after passage and approval of this Act by the Governor or its otherwise becoming law, shall apply to all counties having populations of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census, and to provide an effective date.

Also:

H. 1557. To amend the title and Section 1 of Act No. 236, H. 270, approved September 2, 1964 (Acts of Alabama, Special Sessions 1964, Vol. I, Page 321) entitled "An Act to fix the compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 48,500 nor more than 49,500, according to the last or any subsequent federal decennial census" so that said Act after passage and approval of this Act by the Governor or its otherwise becoming law, shall apply to all counties having populations of not less than 57,000 nor more than 61,000, according to the last or any subsequent federal decennial census, and to provide an effective date.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2779. To alter, rearrange and extend the boundary lines and corporate limits of the City of Decatur in Morgan County.

Also:

H. 2783. Relating to counties having a population of not less than 16,000 nor more than 16,250 according to the most recent federal decennial census; regulating the keeping of records in the Circuit Court of such counties; eliminating the recording of certain documents in what is commonly designated "final record books", and providing that the originals of such documents shall constitute the final record in Civil cases in such Court; and providing for the safekeeping of such final records.

Also:

H. 2801. To alter or rearrange the boundary lines of the Town of Valley Head, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Also:

H. 2802. To alter, extend and add to the limits of the Town of Satsuma in Mobile County, Alabama so as to include within the corporation limits of said town certain other territory in Mobile County, Alabama, contiguous to said town and to describe the area so added to the said limits of the Town of Satsuma.

Also:

H. 2804. To alter, rearrange and extend the boundary lines and corporate limits of any city in the State of Alabama having a population of not less than 33,500 nor more than 36,500, according to the 1970 federal decennial census.

Also:

H. 2807. Relating to Hale County; levying a privilege license or excise tax on certain sellers and distributors of spirituous or vinous liquor; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; authorizing the county commission to levy an additional tax upon such sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the Act by the county treasurer and the collection, apportionment, and distribution of the proceeds of the Act; prescribing penalties for violations and giving the Act a retroactive effect.

Also:

H. 2808. To repeal Act No. 215, H. 254, approved August 4, 1961, Regular Session 1961 (Acts 1961, p. 243), entitled "An Act To provide for the payment of an expense allowance to members of the board of revenue, court of county commissioners, or other like governing body of all counties having a population of not less than 14,300 nor more than 14,800 according to the last or any subsequent federal decennial census."

Also:

H. 2809. To repeal Act No. 145, H. 181, as last amended, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 194), entitled, "An Act providing expense allowances for members of the governing bodies of counties having populations of not less than 14,300 nor more than 14,600."

Also:

H. 2812. To allow prospective jurors to be excused in capital cases outside the presence of the defendant in the Eighth Judicial Circuit of Alabama.

Also:

H. 2814. To alter, rearrange and extend the corporate limits of the Town of Vernon, Lamar County, Alabama.

Also:

H. 2817. Proposing an amendment to the Constitution of Alabama authorizing the levying of a special property tax in Lee County for improving enforcement of laws relative to and providing facilities for juveniles.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1045. To authorize the coroner of Talladega County to appoint a deputy coroner and to provide for the powers, duties, salary and expenses of such deputy.

Also:

H. 1930. Relating to the organization, jurisdiction and functions of certain courts of Cleburne County; establishing the Cleburne County Intermediate Court, defining and limiting its jurisdiction and powers; providing for its officers, their election, terms, powers, duties and compensation; providing for costs and fees to be deposited in the general fund of the county; and providing for appeals from the court herein established.

Also:

H. 2524. To amend the title and Section 1 of Act No. 101, H. 219, Regular Session 1969 (Acts 1969, p. 383) which confers additional powers on the circuit clerk in certain counties classified on a population basis.

Also:

H. 2525. To amend the title and Section 1 of Act No. 336, H. 292, Special Session 1966 (Acts 1966, p. 480) which prescribes the times when county offices may be closed in certain counties classified on a population basis.

Also:

H. 2526. To amend the title and Section 1 of Act No. 366, H. 767, Regular Session 1961 (Acts 1961, p. 385) which authorizes the county commission to designate one or more state or national banks as the county depository in certain counties classified on a population basis.

Also:

H. 2527. To amend the title and Section 1 of Act No. 327, S. 193, Special Session 1966 (Acts 1966, p. 461) which regulates the compensation of election officials in certain counties classified on a population basis.

Also:

H. 2528. To amend the title and Section 1 of Act No. 69, H. 195, Regular Session 1967 (Acts 1967, p. 402) which authorizes the county board of education to fix expense allowances for members of the board in certain counties classified on a population basis.

Also:

H. 2529. To amend the title and Section 1 of Act No. 362, H. 721, Regular Session 1963 (Acts 1963, p. 862) as amended which fixes the expense allowance of the county superintendent of education in certain counties classified on a population basis.

Also:

H. 1580. To repeal Act No. 1002, S. 822, Regular Session 1969, approved September 12, 1969, entitled "An Act Relating to certain payments from the county treasuries of all counties having populations of not less than 65,000 nor more than 95,000, according to the most recent federal decennial census, fixing the amount of compensation and expense allowances that may be paid out of the treasury of any such county to certain county officers and their assistants and the amount of supplementary compensation and expense allowances that may be paid therefrom to certain officers of the circuit courts of the circuit in which such county lies."

Also:

H. 1562. Applying to Talladega County; relating to certain payments from the county treasury; fixing the amount of compensation and expense allowances that may be paid out of the treasury of such county to certain county officers and their assistants and the amount of supplementary compensation and expense allowances that may be paid therefrom to certain officers of the circuit courts of the circuit in which such county lies.

Also:

H. 2268. To repeal Act No. 482, S. 602, Regular Session 1969, approved August 19, 1969, entitled "An Act To permit the governing body of any county having a population of not less than 65,000 nor more than 95,000, or any municipality within such county to establish within the county, or within the municipality, ambulance service; to permit the county governing body to unite with any municipality within the county in the establishment of such service, making it common for the use of the county and of the municipality."

Also:

H. 2269. To repeal Act No. 965, S. 336, Regular Session 1961, approved September 9, 1961, entitled "An Act Relating to powers of county governing bodies of counties having populations of not less than 62,000 nor more than 92,000, according to the 1960 or any subsequent federal decennial census; authorizing appropriations of county funds to provide ambulance service for the sick and infirm."

Also:

H. 2270. To permit the governing body of Talladega County, or any municipality within such county to establish within the county, or within the municipality, ambulance service; to permit the county governing body to unite with any municipality within the county in the establishment of such service, making it common for the use of the county and of the municipality; and to permit the providing of such service by contract or otherwise.

Also:

H. 2271. To provide an additional fee for recording change of ownership of motor vehicles in Talladega County.

Also:

H. 2272. Relating to Talladega County; permitting the governing body of the county to provide for a judicial building; providing for the location in such building of certain judicial and law-enforcement officers; and providing for the holding of county and circuit court in such building.

Also:

H. 2273. Relating to Talladega County: Providing for the reidentification of all registered voters; directing the Board of Registrars to purge the list of registered voters; providing a penalty for willfully making a false statement in connection with reidentification; and repealing conflicting laws.

Also:

H. 2718. Applying to Talladega County; providing for the appointment of special judges in the County Court of Talladega County under certain circumstances; and providing for payment of said special judges.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2397. To levy in Choctaw County a county privilege tax upon the leasehold interest of every person engaging in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the soil or the waters of Choctaw County, from depths below 6,000 feet, which tax shall be in addition to all other taxes including the state oil and gas tax levied by Act No. 2, H. 47, approved May 19, 1945 (Gen. Acts 1945, p. 20); to provide for the collection and enforcement of the tax by the state department of revenue in the same manner as the state oil and gas tax and to incorporate by reference certain provisions of said Act No. 2 with respect to assessments, and the time and manner of making reports and payments and the provisions thereof prescribing penalties for violations; to authorize the state revenue department to make rules and regulations to effectuate the purposes of this act; to provide that the revenue derived from the tax shall be used in the general fund of Choctaw County; and to prescribe additional penalties for certain violations.

Also:

H. 2204. To provide that personnel employed by municipal governments located in counties having a population of not less than 300,000 nor more than 500,000 according to the 1970 or any subsequent federal decennial census, may not be discharged by said municipal governments for failure to live within the boundaries of the municipal government, when the boundaries of said municipality have been altered, rearranged or changed so as to exclude the place of residence of any of said personnel.

Also:

H. 2467. To establish a Civil Service System for the City of Cullman; to provide a policy for the administration of this act; to divide positions in the city into classified and exempt services, and to provide for changes between such services; to provide a status for present employees; to provide personnel rules and personnel plans of the city; to provide for the organization of the Personnel Board of the city, to establish the qualifications of its members and the duties they will perform; to provide for the adoption, amendment and repeal of rules, regulations, determinations, job classification plans, pay plans, and mandatory and/or permissive retirement plans to effectuate the purposes of this act; to provide for the employment of persons with and without competitive examination; to provide for temporary appointments and the manner in which and the extent to which they shall be made permanent; to provide for the establishment of lists of persons eligible for employment and to establish a manner in which such lists shall be used; to establish a period of probation for certain city employees; to provide for rules governing working hours and leaves of absence; to provide for the laying off of employees; to establish the manner in which employees may be disciplined and to provide a procedure under which certain employees may protest such disciplinary action; to give the Personnel Board the authority to require the attendance of witnesses and the production of documents at such proceedings and to establish penalties for failure to attend or produce records as required; to provide for an appeal from decisions of such board in such protests; to require such Board to maintain certain records; to prohibit and fix the punishment for certain political activity by certain employees of the city; to provide for the expenses of such Board; to guarantee certain rights to the governing body of the city.

Also:

H. 1152. To provide for the incorporation of a municipal parking authority, herein called "the Authority", as a public corporation, in any city of the State having a population of 300,000, or more, according to the last or any subsequent Federal census; to provide the procedure for incorporation, which shall include approval by the governing body of the city of the application for incorporation and certificate of incorporation; to provide for such governing body to elect members of the Board of Directors to manage the affairs of the Authority; to provide for appointment of officers of the Authority; to empower the Authority to acquire, construct, enlarge and operate within the city facilities for parking motor vehicles; to empower the Authority to lease such facilities to others; to grant the Authority other powers incidental to the powers above enumerated, including the power of eminent domain; to authorize the city to aid the Authority in planning, constructing, enlarging or operating the facilities and to lend, give, donate or sell to the Authority real or personal property; to empower the Authority to issue interest bearing revenue bonds; to provide that such bonds may be secured by pledge of any revenues of the Authority and the mortgage of any property of the Authority; to

provide that such pledge and mortgage may be provided for in an indenture by the Authority and a trustee, or by resolution providing for the issuance of the bonds; to provide that such pledge shall be binding against parties without notice from the time a statement thereof is filed in the office of the Judge of Probate of the county wherein the Authority is situated; to provide that bonds or other debts of the Authority shall not constitute a debt of the State or any political subdivision thereof; to provide the purposes for which the proceeds of such bonds shall be used; to authorize the refunding of said bonds; to provide for remedies in the event of any default on said bonds; to exempt the Authority and its property from all taxation, including license, privilege and excise taxes; to exempt from taxation bonds of the Authority and the income therefrom; to authorize any county, city or town of this State to invest in bonds of the Authority; to provide that such bonds shall be legal investments for fiduciaries, savings banks and insurance companies; to authorize the publication of notice of the adoption of any resolution authorizing the issuance of bonds by the Authority and specifying the time after such publication within which actions and defenses may be asserted respecting such bonds, pledge and indenture and the proceedings authorizing the same; and to provide for the dissolution of any such Authority and the disposition of its property.

Also:

H. 2494. To provide further for the salary of any deputy clerk and register located in a city other than the county seat in counties having a population of not less than 33,550 nor more than 34,000 according to the most recent federal decennial census.

Also:

H. 2567. To amend the title and Section 1 of Act No. 490, S. 636, Regular Session 1969 (Acts 1969, p. 950), which provides that in any condemnation proceeding instituted in connection with an urban renewal or other redevelopment plan or project the commissions appointed pursuant to Code of Alabama 1940, Title 19, Section 11, as amended, shall fix the value of any property sought to be acquired at no less than the value of such property as of the date of the announcement of the plan or project or slum, blight, or deterioration to be removed in certain counties classified on a population basis.

Also:

H. 2612. Relating to all cities having populations of not less than 33,500 nor more than 36,000 inhabitants according to the last or any subsequent federal decennial census; to declare the public policy of such cities in regard to the extension of the zoning authority of such cities by this Act; and to extend, alter, and rearrange certain of the boundaries of the zoning authority of any such cities so as to include within that authority a certain designated area.

Also:

H. 2621. Relating to counties having a population of not less than 65,500 nor more than 75,200 according to the most recent federal decennial census; to provide for the temporary release, at the court's discretion, of certain prisoners in said counties for the purpose of obtaining and working at gainful employment.

Also:

H. 2624. Relating to counties having a population of not less than 170,000 nor more than 300,000, according to the 1970 or any subsequent Federal Decennial Census; authorizing public hospital corporations organized under the laws of the State of Alabama heretofore or hereafter enacted, with the consent of the governing bodies of said counties and of the largest municipality within said counties to operate a service for the purpose of providing emergency aid, treatment, and emergency transportation for hire to the sick and injured within the counties; providing that such services as are established under the provisions of this act shall be managed, regulated, and controlled by said public hospital corporations; providing that said services may be provided by contract with public or private agencies; authorizing the setting of rates for such services; authorizing the county governing bodies within said population class, and the governing bodies of each municipality within said counties to operate all or any portion of any such service under the contract with any such public hospital corporation establishing such service; providing that neither a public hospital corporation as herein described, or any licensee or contractor of said hospital corporation shall use the streets, avenues, alleys or public places of any city or town as contemplated by Section 230 of the Constitution of Alabama, without first obtaining the consent of the proper authorities of such city or town; and repealing all laws or parts of laws in conflict therewith.

Also:

H. 2664. Relating to counties having a population of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census; providing for the fixing of supplementary compensation or salary of the official Court Reporters, the Register, the Deputy Register of the Circuit Courts, the Chief Clerk of the Recording Division of the Probate Court, and the Clerk of the Court of General Sessions in any such counties coming under the provisions of this Act, and providing for payment thereof.

Also:

H. 2707. To create offices of the Deputy District Attorney No. 1, Deputy District Attorney No. 2, and Deputy District Attorney No. 3 of the Sixth Judicial Circuit and provide for the appointment, duties and compensation of such offices.

Also:

H. 2760. To provide that any incorporated municipality in counties having a population of not less than 23,800 nor more than 23,925 according to the most recent federal decennial census, shall have the authority, after notice, to remove or demolish buildings, and parts of buildings, when nuisance; to provide for public hearings; to provide for special assessment constituting a lien on the property involved, and for the collection of such assessments.

Also:

H. 2767. To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be used to provide workmens compensation benefits for all employees of such counties.

Also:

H. 2768. To provide that the Family Court Division of the Circuit Court of all counties having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census shall collect a filing fee for the filing of juvenile cases in such court and providing further that the Judges of such courts may assess a fine against juveniles for the violation of law and providing for the disposition of such costs and fine.

Also:

H. 2774. To impose a filing fee of One (\$1.00) Dollar on certain instruments, documents and papers filed for record in the office of the Probate Judge of Madison County and to authorize the governing body of Madison County to impose an additional similar filing fee not to exceed Two (\$2.00) Dollars, the funds collected therefrom to be used exclusively for the funding of the mental health program in Madison County.

Also:

H. 2775. Relating to cities having a population of not less than 37,000 nor more than 41,000 according to the most recent federal decennial census; providing for the planning, design, location, financing, acquisition of property for construction, alteration, enlargement, use maintenance, and fostering of off-street automobile parking facilities in such cities.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2719. To provide for and regulate the selection and empaneling of alternate jurors for the trial of any case triable by jury in the circuit courts of the twenty-ninth judicial circuit.

Also:

H. 2720. To regulate further the qualifications and election of members of the Talladega County Board of Education: Providing that such members shall reside outside the corporate limits of a city having a city board of education and shall be elected by the qualified electors of Talladega County who live outside the corporate limits of any such city and that the electors of any such city shall not have a right to vote for members of such board.

Also:

H. 2759. To fix the compensation of members of the county board of education of all counties having populations of not less than 65,000 nor more than 68,000, according to the 1970 or any subsequent federal decennial census.

Also:

H. 2264. To repeal Act No. 263, S. 410, Regular Session 1967, which became a law on August 30, 1967, entitled "An Act Relating to counties having a population of not less than 65,000 nor more than 95,000 inhabitants,

according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; prohibiting consumption of alcoholic beverages in certain places in such counties; levying a license tax on the sale or distribution of alcoholic beverages within the county in addition to all other taxes and licenses now imposed by law; creating a "Board of Control"; authorizing the Probate Judge to provide rules and regulations and administrative machinery for the enforcement and collection of the license tax levied under this Act; prescribing penalties for violation of the Act; and providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county."

Also:

H. 2265. To repeal Act No. 696, S. 894, Regular Session 1969, approved September 9, 1969, entitled "An Act To amend Act No. 263, S. 410, Regular Session 1967 (Acts 1967, p. 743), an Act regulating further the sale and consumption of alcoholic beverages in all counties having populations of not less than 65,000 nor more than 95,000 according to the most recent federal decennial census, in order to provide further for places in which such beverages may be sold, to authorize and provide for the use of stamps, crowns or decals to evidence payment of the tax levied by said Act, and to provide further for the enforcement of the Act and prescribe additional penalties for violations of the Act, to provide additional taxation."

Also:

H. 2266. Applying to Talladega County, regulating the sale of alcoholic beverages in such county; prohibiting the sale of alcoholic beverages in certain places in such county; prohibiting consumption of alcoholic beverages in certain places in such county; permitting the sale of alcoholic beverages in certain places in such county; levying a privilege or license tax on the sale or distribution of alcoholic beverages within the county in addition to all other taxes and licenses now imposed by law; providing certain rules and regulations for the enforcement and collection of the license tax levied under this Act; authorizing the Probate Judge to provide rules and regulations and administrative machinery for the enforcement and collection of the privilege or license tax levied under this Act; prescribing penalties for violation of this Act; and providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages in such county if a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county.

Also:

H. 2267. Applying to Talladega County; providing for a referendum to be held in such county upon certain conditions to determine whether certain alcoholic beverages can legally be sold in certain places in such county; and providing that certain alcoholic beverages can legally be sold in certain places in such county upon the holding of a referendum in such county under Section 68, Title 29, Code of Alabama, 1940, in which a majority of those voting vote "yes".

Also:

H. 182. To repeal Act No. 450, H. 1055, approved August 19, 1969 entitled "An Act Relating to cities operating under the commission form of

government for more than thirty years having a population of not less than 16,000 nor more than 26,000 according to the most recent federal decennial census, fixing the election and terms of office, the salaries and duties of the members of the board of commissioners of such cities.”, (Acts 1969, Vol. I, p. 892).

McDOWELL LEE,
Secretary.

LEAVE OF ABSENCE

On motion of Mr. Gloor, leave of absence was granted for Mr. McBride.

NOTICE IN WRITING

Messrs. Lutz and Cauthen filed the following Notice in Writing:

Amend House Rule 7 to read as follows: “Any matter may, by a vote of a majority of the members present, be made the special order for any hour, which shall take precedence at that hour of any other business except a motion to reconsider. Provided, That a motion to make a bill or resolution a special order shall give the number of the bill or resolution and a short title by subject matter. And provided further, that no bill or resolution shall be set for a special order or consideration except by a resolution reported and distributed to the House by the Committee on Rules on the legislative day preceeding the legislative day on which such bill or resolution is to be set for special order or consideration.”

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 451. To amend Act No. 2, H. 47 of the Regular Session of 1945 (Gen. Acts 1945, p. 20), which levies and provides for the collection and distribution of a severance tax on oil, gas and other hydrocarbons, so as to preclude counties and municipalities in the State from levying any tax, license or other charge or fee other than ad valorem taxes on the production, treating, processing, ownership, selling, buying, storing or marketing of oil or gas or on the operation or maintenance of any plant, facility or any equipment necessary or convenient to the production, treating, processing, ownership, storage, sale, purchase, marketing or transportation of oil or gas produced in the State of Alabama; to authorize and provide for the payment to counties and municipalities in which oil or gas wells are located of a portion of the severance tax levied by said Act No. 2; and to repeal laws in conflict herewith.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the House concurred in and adopted the Senate amendments to the bill, H. 451, said Senate amendments being as follows:

Amend Section 1 of the bill by adding the following sentence to the end of subsection “(a)” on page 2 thereof:

In all counties having a population of not less than 16,000 nor more than 16,250, according to the 1970 federal decennial census, such funds shall be allocated and distributed as follows: Each year the first \$150,000 shall be paid to the custodian of the county school funds and after the payment of said \$150,000 each year the balance of said funds shall be divided and paid $\frac{1}{3}$ to the custodian of the county school funds and $\frac{2}{3}$ to the custodian of the county general funds.

Amend House Bill 451 as follows:

In the quoted Section 8, of Section 1, "Section 8 (b) delete the following words: "Seven and one-half per cent ($7\frac{1}{2}\%$)" and insert in lieu thereof the following words: ten per cent (10%).

Amend House Bill 451 as follows:

In the quoted Section 8, of Section 1, delete the following words found in lines twelve through eighteen:

"to reimburse such municipality for the costs of providing such municipal services as are made necessary by reason of the production of oil and gas from wells located within the corporate limits or the police jurisdiction of such municipality; such reimbursements shall be paid out of that part of the taxes herein levied and collected which are hereinabove allocated to the State. All funds received under the provisions of this Act, as herein provided, shall be disbursed by the Comptroller on or before the 25th day of the month during which it is paid into the Treasury."

Yeas 66; Nays 0.

Yeas:

Mr. Speaker	Doss	Hill	Parker (T)
Agee	Downing	Hobbie	Perloff
Baker	Easters	Jackson	Pruitt
Bank	Edwards	Jones (E)	Reid (R)
Barkett	Ellis	King	Reynolds
Bassett	Erdreich	Kinsey	St. John
Boutwell	Falkenburg	Lang	Smith (K)
Carnes	Fite	Lutz	Stokes
Carter	Flippo	McCluskey	Straiton
Casey	Goodwin	McDonald	Stubbs
Cauthen	Grainger	Manley	Taylor
Chesnut	Grey (D)	Mathews	Therrell
Collins	Hale	Merrill	Timmons
Coshatt	Hardin	Naramore	Turner
Crowe	Harris	Nettles	Williams
Culver	Headley	Owens	Wood
Dill	Hearn		

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And the bill, H. 451, as amended by the Senate amendments, was again read at length and passed.

Yeas 62; Nays 0.

Yeas:

Mr. Speaker	Barkett	Carter	Coshatt
Agee	Bassett	Casey	Crowe
Baker	Boutwell	Chesnut	Culver
Bank	Carnes	Collins	Dill

Doss	Harris	Manley	St. John
Downing	Hearn	Mathews	Smith (K)
Easters	Hill	Merrill	Stewart
Edwards	Hobbie	Naramore	Straiton
Ellis	Jackson	Nettles	Stubbs
Erdreich	Jones (E)	Owens	Taylor
Falkenburg	Jones (F)	Parker (T)	Therrell
Fite	King	Perloff	Timmons
Flippo	Kinsey	Pruitt	Turner
Goodwin	Lang	Reid (R)	Williams
Grainger	McCluskey	Reynolds	Wood
Grey (D)	McDonald		

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Vacca, Bailes, Dominick, Cook, King, Hawkins, and Gilmore:

S. J. R. 107. WHEREAS, The deep cut on the recently completed Red Mountain Expressway is a rich geological treasure which authorities claim is of more value to them than the Grand Canyon of Arizona because its formations and fossils representing a geologic time span of more than 440 million years are exposed in full detail and in a concentrated area, it is of paramount importance that this cut be designated a National Geologic Monument.

NOW THEREFORE BE IT RESOLVED, That there is hereby created and established a state agency to be known as the Birmingham National Geological Monument Commission for the purpose of promoting state, national and international interest in the Red Mountain Cut and in providing for and participating in the management and control of facilities for the preservation and display of visual exhibits for scientific purposes and as a matter of interest to the general public, and to provide safe and accessible roadways, walkways, parks, rest areas, picnic areas, sanitary facilities, and all other facilities which the commission deems necessary or desirable. The commission is further authorized to acquire by purchase, lease, gift, devise, loan or otherwise any real or personal property to be used in fulfilling the purpose for which it is established or for any auxiliary purpose incidental or appropriate thereto. The commission may purchase advertising space in any publications and design, publish, mail or otherwise distribute brochures or pamphlets regarding the geological monument.

BE IT FURTHER RESOLVED, That the commission shall operate or provide for the operation of the park or geological site hereby provided for and any appurtenances thereto in such manner as to facilitate its exhibition to the public either with or without a charge. If the commission, in its discretion, decides that a charge is appropriate then the commission shall fix and provide for the collection of such charge or charges as it deems appropriate for admission to the park or geological site and for the use, viewing of or other enjoyment of exhibits and other facilities appurtenant to the park or geological site.

BE IT FURTHER RESOLVED, That the commission may enter into agreements with any civic organization, lay group or industrial, professional

or governmental organization relative to the general management of the park or geological site. The commission is also specifically authorized to accept gratuitous services from individuals and organizations, and to employ such hostesses, guards, superintendents and other employees, as in its opinion, are needed for the operation and exhibition of such park or geological site.

BE IT FURTHER RESOLVED, That the commission shall be composed of sixteen members, one of whom shall be the State Geologist who shall serve throughout his term of office as State Geologist; two members shall be appointed by the board of trustees of the University of Alabama for terms of 8 years each; two members shall be appointed by the board of trustees of Auburn University for terms of 8 years each; two members shall be appointed by the Governor, one of whom shall serve for a term of 4 years and one for a term of 6 years and the Governor shall designate the length of the term each shall serve; nine members shall be appointed by the board of directors of the Birmingham Area Chamber of Commerce, three of whom shall serve for terms of two years each, three of whom shall serve for terms of four years each, and three of whom shall serve for terms of six years each. At the expiration of the terms of the members first appointed, their successors shall be appointed in the same manner and by the same appointing authority, except that all members shall serve for terms of eight years each. Vacancies on the board, during a term shall be filled for the unexpired portion of the term in the same manner and by the same appointing authority as the member whose place is being filled.

BE IT FURTHER RESOLVED, That no member of the commission shall receive any pay or emolument other than his actual expenses incurred in the discharge of his duties as a member of the commission. All such expenses shall be paid from the funds of the commission. Further, it shall be unlawful for any member of the commission or any employee thereof to charge, receive, or obtain, either directly or indirectly, any fee, commission, retainer or brokerage out of the funds of the commission, and no member of the commission or officer or employee thereof shall have any interest in any land, materials, or contracts sold to or made or negotiated with the commission, or with any member of employee thereof acting in his capacity as a member of such commission. Violation of any provision of this section shall be a misdemeanor and upon conviction shall be punishable by removal from membership or employment and by a fine of not less than \$100 or by imprisonment not to exceed six months, or both.

BE IT FURTHER RESOLVED, That the commission shall be a state agency and shall have exclusive control over the Birmingham cut site and the area appurtenant thereto; any area established hereunder; and all improvements and exhibits located thereon; and any additions constructed, created, leased, acquired or erected in connection therewith. Nothing in this act shall, however, be deemed to give the commission any authority whatsoever with respect to any state or interstate highway, or to any matter under the jurisdiction and control of the State Highway Department or the Bureau of Public Roads.

BE IT FURTHER RESOLVED, That the commission shall hold an annual meeting in the City of Birmingham. Eight members shall constitute a quorum for the transaction of business. Additional meetings may be held at such times and places within the State as may be necessary, desirable or convenient upon call of the chairman, or in the case of his absence or incapacity, of the vice-chairman, or on the call of any three members of the commission.

The commission shall determine and establish its own organization and procedure in accordance with the provisions of this Act, and shall have an official seal. The commission shall elect its chairman, its vice-chairman, its secretary and its treasurer, and such officers shall hold office for a period of one year or until a successor is elected. Neither the secretary nor the treasurer need be members of the commission. The commission may require that the treasurer thereof be bonded in an amount to be determined by the commission.

BE IT FURTHER RESOLVED, That the commission shall constitute a body corporate and shall have, in addition to those set forth specifically in this Act, all powers necessary or convenient to effect the purposes for which it has been established under and by the terms of this Act, together with all powers incidental thereto or necessary to the discharge of its said powers and duties.

BE IT FURTHER RESOLVED, That this commission shall have a tax exempt status, and the properties of the commission and the income therefrom, all lease agreements and contracts made by it, all bonds issued by it and the coupons applicable thereto and the income therefrom and all indentures executed with respect thereto shall be forever exempt from any and all taxation by the State of Alabama and any political subdivision thereof, including, but not limited to, income, admission, amusement, excise and ad valorem taxes.

BE IT FURTHER RESOLVED, That the Commission is hereby authorized to borrow money and issue revenue bonds in evidence thereof; but no such bonds shall be general obligations of the State of Alabama or any agency or any political subdivision thereof. Nor shall such commission pledge to the payment of any such loans any land, buildings, exhibits or other appurtenances thereto. It may, however, pledge to the repayment thereof the proceeds derived from admission fees or charges or other fees or charges made in connection with such park or geological site.

BE IT FURTHER RESOLVED, THAT the governing body of any county or of any municipality in this state shall be authorized, by resolution duly adopted and recorded, to appropriate any available public funds not otherwise pledged to the use of any such Commission.

NOW, THEREFORE BE IT RESOLVED, That the Birmingham National Geological Monument Commission is created.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Cherner, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 107, set out in the above and foregoing Message from the Senate.

RESOLUTION

The following resolution introduced on the Thirty-fourth Legislative Day was read by title, pursuant to Joint Rule 12:

H. J. R. 219. MOURNING THE DEATH OF FORMER CONGRESSMAN, GEORGE HUDDLESTON, JR.

On motion of Mr. Gloor, the resolution was adopted.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 1262, with a suggested Executive Amendment.

Respectfully submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 2d day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated House Bill Number 1262, without my approval and with a suggested Executive Amendment.

It is suggested that House Bill Number 1262 be amended by deleting therefrom Section 48 in its entirety and that Section 49 of House Bill Number 1262 be renumbered as Section 48 to read as follows:

"Section 48. The provisions of Sections 44, 45, 46, and 47, shall also apply in the Bessemer Cutoff County Court."

The adoption of the above suggested amendment will remove my objection to this bill.

Respectfully,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

On motion of Mr. Gloor, consideration of the suggested Executive Amendment to the bill, H. 1262, as contained in the above and foregoing Message from the Governor, was temporarily carried over.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 1036 without his approval.

Respectfully submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 7th day of September 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 1036, without my approval. This bill is identical with Senate Bill Number 478, which was approved on August 19, 1971.

Respectfully,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 1036. To amend Act No. 401, page 568 of the Acts of Alabama 1957 Regular Session by deleting therefrom the words "and must be a graduate in civil engineering of a recognized institute of technology or other institute or engineering school of collegiate rank" as said words appear in Section 1 of said Act No. 401 following the word "election" and preceding the word "and".

Mr. Jones (F) moved passage of the bill, H. 1036, Governor's veto to the contrary notwithstanding.

And the bill, H. 1036, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 0; Nays 65.

Nays:

Mr. Speaker	Crowe	Hill	Pruitt
Agee	Culver	Hobbie	Reynolds
Baker	Dill	Jones (F)	Slate
Barkett	Downing	King	Smith (K)
Bassett	Easters	Kinsey	Stokes
Benton	Edwards	Lang	Straiton
Boutwell	Ellis	Lutz	Stubbs
Carnes	Falkenburg	McCluskey	Taylor
Carter	Fite	Manley	Timmons
Casey	Flippo	Mathews	Turner
Cauthen	Goodwin	Meeks	Waldrop
Cherner	Grainger	Merrill	Wallace
Chesnut	Grey (D)	Naramore	Warren
Collins	Hale	O'Daniel	Williams
Connell	Harris	Owens	Wise
Cottingham	Hearn	Perloff	Wood
Crawford			

—65

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has received the accompanying Message from His Excellency, the Governor, proposing an amendment to the bill:

S. 478. Creating and establishing a county-wide personnel system for all counties of the State of Alabama having a population of not less than 150,000 people and not more than 180,000 people and for municipalities in such counties having a population of 5,000 or more people, all according to the last or any subsequent Federal Census; providing for a personnel department to be composed of a personnel board and a personnel director; providing for the composition, powers, duties, functions and expenses of the Board and for the selection and compensation of its members; providing for the continued service of any board presently serving under any prior Act of the Legislature; providing for the selection, powers, duties and compensation of the personnel director; to require certification of county, municipal public corporation, board and commission payrolls; making it a misdemeanor to violate the provisions of the Act; repealing all laws or parts of laws inconsistent with the provisions hereof; and providing for an effective date of this Act.

Said Governor's Message being in words and figures as follows:

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor, returning Senate Bill Number 478, with a suggested Executive Amendment.

Respectfully submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 2 day of September, 1971.

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, Senate Bill Number 478, without my approval and with a suggested Executive Amendment.

It is suggested that subsection (i) of Section 5 of Senate Bill 478 be amended to read as follows:

"The standardization of hours of work, attendance and leave, regulations, working conditions, and the development of employee morale, welfare and training. Provided, that no rule or regulation shall prohibit or prevent any employee from working over-time should it be necessary in the public interest in the opinion of the officer in whom the power to make appointments is vested by law; however, any employee who works overtime shall be compensated therefor only by overtime pay for any overtime work performed over forty (40) hours per week, holidays or beyond the normal tour of duty."

The adoption of the above suggested amendment will remove my objection to the Bill.

Respectfully submitted,

GEORGE C. WALLACE,
Governor of Alabama.

And the Senate has concurred in and adopted the amendment proposed by the Governor to the bill, S. B. 478, by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 25; Nays 0.

And said bill, S. B. 478 as amended by the Executive amendment, was again read at length and passed by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 25; Nays 0.

And said bill, S. B. 478, together with the amendment proposed by His Excellency, the Governor, is herewith sent to the House for its consideration.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Jones (F), the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, S. 478, said Governor's amendment being set out in the above and foregoing Message from the Senate.

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Connell	Hale	Perloff
Adwell	Cottingham	Harris	Pruitt
Agee	Crawford	Hearn	Reid (R)
Baker	Cross	Hill	Reynolds
Barkett	Crowe	Hobbie	St. John
Bassett	Culver	Jones (F)	Smith (P)
Benton	Dill	King	Snell
Boles	Doss	Kinsey	Stewart
Boutwell	Downing	Lang	Stokes
Brassell	Easters	Lutz	Therrell
Callahan	Edwards	McCluskey	Timmons
Carnes	Erdreich	McDonald	Turner
Carter	Falkenburg	Meeks	Wallace
Casey	Fite	Merrill	Warren
Cauthen	Flippo	Naramore	Weeks
Cherner	Goodwin	O'Daniel	Williams
Chesnut	Grainger	Parker (H)	Wise
Collins	Grey (D)		

—70

Which was a majority of the whole number elected to the House.

And the bill:

S. 478. Creating and establishing a county-wide personnel system for all counties of the State of Alabama having a population of not less than 150,000 people and not more than 180,000 people and for municipalities in such counties having a population of 5,000 or more people, all according to the last or any subsequent Federal Census; providing for a personnel department to be composed of a personnel board and a personnel director; providing for the composition, powers, duties, functions and expenses of the Board and for the selection and compensation of its members; providing for the continued service of any board presently serving under any prior Act of the Legislature; providing for the selection, powers, duties and compensation of the personnel director; to require certification of county, municipal, public corporation, board and commission payrolls; making it a misdemeanor to vio-

late the provisions of the Act; repealing all laws or parts of laws inconsistent with the provisions hereof; and providing for an effective date of this Act.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hardin	Reid (R)
Adams	Crawford	Harris	Reynolds
Adwell	Cross	Hearn	St. John
Agee	Crowe	Hill	Smith (P)
Baker	Culver	Hobbie	Snell
Bassett	Dill	Jones (E)	Stewart
Benton	Doss	Jones (F)	Stokes
Boles	Downing	King	Straiton
Boutwell	Easters	Kinsey	Taylor
Callahan	Edwards	Lutz	Therrell
Carnes	Ellis	McCluskey	Timmons
Carter	Erdreich	McDonald	Turner
Casey	Falkenburg	Meeks	Waggoner
Cauthen	Fite	Merrill	Wallace
Cherner	Flippo	Naramore	Warren
Chesnut	Goodwin	O'Daniel	Weeks
Collins	Grainger	Parker (H)	Williams
Connell	Grey (D)	Perloff	Wise
Coshatt	Hale	Pruitt	

—75

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE GOVERNOR

To the House of Representatives

State Capitol

Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 305 without the Governor's approval and with several suggested Executive Amendments.

Respectfully submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 7th day of September, 1971.

To the House of Representatives

State Capitol

Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 305 without my approval and with several suggested Executive Amendments.

It is suggested that the third sentence in the title to House Bill Number 305 be amended to read as follows:

“to provide for examination and licensing of and annulment, revocation, or suspension of licenses of radiologic technologists;”

It is further suggested that House Bill Number 305 be amended by striking the second sentence of Section 8 of said bill and adding in lieu thereof the following:

“All fees collected by said Board shall be deposited in special fund in the State Treasury which is to be established solely for the use of said Board and such sums as are necessary to carry out the provisions of this Act are hereby appropriated from said special fund for each of the fiscal years ending September 30, 1972 and September 30, 1973.”

It is further suggested that Section 11 (b) of House Bill Number 305 be amended by striking the word “with” and adding in lieu thereof the word “without”.

It is further suggested that Section 11 (b) of House Bill Number 305 be amended by striking therefrom “Section i” and substituting therefor “Section 9”.

It is further suggested that the first sentence of Section 16 of House Bill Number 305 be amended to read as follows:

“ANNULMENT, REVOCATION, OR SUSPENSION OF LICENSE: The Board shall have the power to annul, revoke, or suspend any license issued by said Board for incompetency or unprofessional conduct on the part of the holder of such license after a full and fair investigation and hearing of the charge preferred.”

It is further suggested that the first sentence of Section 17 of House Bill Number 305 be amended to read as follows:

“JUDICIAL REVIEW; RIGHT OF APPEAL. From any order of the Board refusing to issue a license or license certificate or for revoking, suspending, or the annulment of a license or a license certificate any party affected thereby may bring an action in the Circuit Court of Montgomery County to set aside said order on the ground that the same is unlawful or arbitrary.”

It is further suggested that the unnumbered paragraph of Section 18 of House Bill Number 305 beginning with the words, **“TEMPORARY LICENSE.”** be amended to read as follows:

“Upon the approval of any applicant to take any of the three examinations herein described, the Board shall issue a temporary license in the field the applicant is approved to write the examination in which said temporary license, valid only until ten days after the date set for the next examination. Upon individual application, special permits to physician's employees, exempting them from the provisions of this Act or the rules and regulations issued thereafter, may be issued if the physician affirms in writing to the Board, and presents evidence to show that the people in the locality in which he serves would be denied access to adequate medical care because of the unavailability of certain licensed practitioners or persons holding general certificates under this Act, and such permits may be renewed for cause.”

The adoption of these suggested Executive Amendments will remove my objection to this Bill.

Respectfully,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

On motion of Mr. Coshatt, the House concurred in and adopted the amendments proposed by His Excellency, the Governor, to the bill, H. 305, said Governor's amendments being set out in the above and foregoing Message from the Governor.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Crawford	Harris	Roberts
Adams	Cross	Hill	St. John
Adwell	Crowe	Hobbie	Smith (K)
Agee	Dill	Jones (E)	Smith (P)
Barkett	Doss	Jones (F)	Snell
Bassett	Downing	King	Stokes
Benton	Easters	Kinsey	Straiton
Boutwell	Edwards	McCluskey	Taylor
Brassell	Ellis	McDonald	Therrell
Callahan	Erdreich	Meeks	Timmons
Carnes	Falkenburg	Merrill	Waggoner
Carter	Fite	Naramore	Waldrop
Casey	Gafford	O'Daniel	Wallace
Cauthen	Gloor	Parker (H)	Warren
Cherner	Goodwin	Perloff	Weeks
Chesnut	Grainger	Pruitt	Williams
Collins	Grey (D)	Reid (R)	Wise
Connell	Hale	Reynolds	Wood
Cottingham	Hardin		

—74

Which was a majority of the whole number elected to the House.

And the bill:

H. 305. Establishing, providing for appointment to and operation of Board of Radiologic Technologists Examiners; to provide for educational and training qualification standards for radiologic technologists; to provide for examination and licensing of and annulment or revocation of licenses of radiologic technologists; providing for the enforcement of this Act; providing for and prescribing penalties and fees.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Barkett	Brassell	Cauthen
Adams	Bassett	Callahan	Cherner
Adwell	Benton	Carnes	Chesnut
Agee	Boles	Carter	Collins
Baker	Boutwell	Casey	Connell

Coshatt	Gloor	McCluskey	Smith (K)
Cottingham	Goodwin	McCorquodale	Smith (P)
Crawford	Grainger	McDonald	Snell
Cross	Grey (D)	Meeks	Stokes
Crowe	Hale	Merrill	Straiton
Dill	Hardin	Naramore	Taylor
Doss	Harris	O'Daniel	Therrell
Downing	Hearn	Owens	Timmons
Easters	Hill	Parker (H)	Waggoner
Edwards	Hobbie	Perloff	Wallace
Ellis	Jackson	Pruitt	Warren
Erdreich	Jones (E)	Reid (R)	Weeks
Falkenburg	Jones (F)	Reynolds	Williams
Fite	King	Roberts	Wise
Flippo	Kinsey	St. John	Wood
Gafford	Lutz		

—82

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has non-concurred in the House amendment to the bill:

S. 804. To make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

and requests Committee on Conference.

The President and Presiding Officer of the Senate appointed as conferees on part of the Senate Messrs. Cooper, Hammond and Weaver.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Hardin, the House acceded to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 804.

And the Speaker named as a Committee of Conference on the part of the House Messrs. Hardin, Warren and Grainger.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bills Numbers 954, 960, and 964 without the Governor's approval.

Respectfully submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 7th day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which they originated, House Bills Numbers 954, 960, and 964 without my signature and approval.

Respectfully,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 954. To amend the title and Section 1 of Act No. 223, H. 325, Regular Session 1961 (Acts 1961, p. 257), which fixes the compensation of the deputies and other assistants to the sheriffs in certain counties classified on a population basis.

Mr. Crowe moved passage of the bill, H. 954, Governor's veto to the contrary notwithstanding.

And the bill, H. 954, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 1; Nays 80.

Yea Mr. Taylor.

—1

Nays:

Mr. Speaker	Cottingham	Grey (D)	Parker (H)
Adams	Crawford	Hale	Perloff
Adwell	Cross	Harris	Pruitt
Agee	Crowe	Hearn	Reid (R)
Baker	Dill	Hill	Reynolds
Barkett	Doss	Hobbie	Roberts
Bassett	Downing	Jackson	St. John
Benton	Drake	Jones (F)	Slate
Boutwell	Easters	King	Snell
Brassell	Edwards	Kinsey	Stewart
Callahan	Ellis	Lang	Stokes
Carnes	Erdreich	Lutz	Straiton
Carter	Falkenburg	McCluskey	Therrell
Casey	Fite	McDonald	Timmons
Cauthen	Flipppo	Meeks	Turner
Cherner	Gafford	Merrill	Waggoner
Chesnut	Gloor	Naramore	Waldrop
Collins	Goodwin	Nettles	Williams
Connell	Grainger	O'Daniel	Wise
Coshatt	Gray (F)	Owens	Wood

—80

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 964. To amend further the title and Section 1 of Act No. 486, H. 944, approved September 10, 1957 (Acts 1957, p. 670), as last amended,

which provides further for paid leaves of absence for certain employees of certain counties classified on a population basis.

Mr. Crowe moved passage of the bill, H. 964, Governor's veto to the contrary notwithstanding.

And the bill, H. 964, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 0; Nays 76.

Nays:

Mr. Speaker	Cottingham	Grey (D)	Parker (H)
Adams	Crawford	Hale	Perloff
Adwell	Cross	Harris	Reid (R)
Agee	Crowe	Hearn	Reynolds
Baker	Dill	Hill	Roberts
Barkett	Doss	Jackson	St. John
Bassett	Downing	Jones (E)	Slate
Benton	Easters	Jones (F)	Snell
Boutwell	Edwards	King	Stokes
Brassell	Ellis	Kinsey	Straiton
Callahan	Erdreich	Lutz	Therrell
Carnes	Falkenburg	McCluskey	Timmons
Carter	Fite	McDonald	Turner
Casey	Flippo	May	Waggoner
Cauthen	Gafford	Meeks	Waldrop
Cherner	Gloor	Merrill	Warren
Chesnut	Goodwin	Naramore	Williams
Collins	Grainger	O'Daniel	Wise
Connell	Gray (F)	Owens	Wood

—76

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 960. To amend the title and Section 1 of Act No. 134, H. 142, Special Session 1965 (Acts 1965, p. 185), which sets the salary of the stenographic secretary of the judge of the Intermediate Court of certain counties classified on a population basis.

Mr. Crowe moved passage of the bill, H. 960, Governor's veto to the contrary notwithstanding.

And the bill, H. 960, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 0; Nays 79.

Nays:

Mr. Speaker	Carnes	Cross	Fite
Adams	Carter	Crowe	Flippo
Agee	Casey	Dill	Gafford
Baker	Cauthen	Doss	Gloor
Barkett	Cherner	Downing	Goodwin
Bassett	Chesnut	Easters	Grainger
Benton	Collins	Edwards	Gray (F)
Boutwell	Connell	Ellis	Grey (D)
Brassell	Cottingham	Erdreich	Hale
Callahan	Crawford	Falkenburg	Harris

Hearn	McDonald	Pruitt	Therrell
Hill	Mathews	Reid (R)	Timmons
Hobbie	May	Reynolds	Turner
Jackson	Meeks	Roberts	Waggoner
Jones (E)	Merrill	St. John	Waldrop
Jones (F)	Namamore	Slate	Warren
King	O'Daniel	Snell	Williams
Kinsey	Owens	Stokes	Wise
Lutz	Parker (H)	Straiton	Wood
McCluskey	Perloff	Stubbs	

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate accedes to the request of the House for a Committee on Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 2410. To amend the title and Section 1 of Act No. 432, H. 937, Regular Session 1961 (Acts 1961, p. 469) as last amended, which regulates the office of sheriff; authorizes the sheriff to employ certain personnel; provides for the payment of compensation to the sheriff and the employees of his office; provides for the deposit of all collections by that office; establishes certain exemptions for the sheriff; and designates certain duties to be performed by the sheriff's office in certain counties classified on a population basis.

And the President and Presiding Officer of the Senate appointed as Conferees on part of the Senate Messrs. Jones, Pierce and Wilder.

McDOWELL LEE,
Secretary.

S. 1243 INDEFINITELY POSTPONED

On motion of Mr. Coshatt, the bill, S. 1243, was indefinitely postponed.

S. 1178 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1178, was indefinitely postponed.

S. 1180 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1180, was indefinitely postponed.

S. 1215 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1215, was indefinitely postponed.

S. 1232 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1232, was indefinitely postponed.

REPORT OF COMMITTEE OF CONFERENCE ON HB 2410

We, the committee of conference appointed to reconcile the disagreement between the two houses concerning House Bill 2410, have met, considered the matter, and agreed to the following report:

We recommend that House Bill 2410 be adopted as substituted in the Senate.

Conferees of the House
FRED A. JONES
SAM TAYLOR
JAMES D. HARRIS, JR.

Conferees of the Senate
W. T. JONES
J. J. PIERCE

CONFERENCE COMMITTEE REPORT ADOPTED

On motion of Mr. Jones (F), the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill H. 2410, said report being set out in the above and foregoing Report of the Committee of Conference.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Downing	Hill	Reynolds
Barkett	Drake	Hobbie	Roberts
Bassett	Edwards	Jackson	Robertson
Benton	Ellis	Jones (F)	St. John
Boutwell	Erdreich	King	Slate
Brassell	Falkenburg	Lutz	Smith (K)
Callahan	Fite	McCluskey	Smith (P)
Carnes	Flippo	McDonald	Snell
Carter	Gafford	May	Stokes
Casey	Goodwin	Meeks	Straiton
Cauthen	Grainger	Merrill	Therrell
Cherner	Gray (F)	Naramore	Timmons
Chesnut	Grey (D)	O'Daniel	Turner
Collins	Hale	Owens	Wallace
Cottingham	Hardin	Parker (H)	Williams
Crawford	Harris	Perloff	Wise
Cross	Hearn	Reid (R)	Wood
Dill			

—69

And the bill:

H. 2410. To amend the title and Section 1 of Act No. 432, H. 937, Regular Session 1961 (Acts 1961, p. 469) as last amended, which regulates the office of sheriff; authorizes the sheriff to employ certain personnel; provides for the payment of compensation to the sheriff and the employees of his office; provides for the deposit of all collections by that office; establishes certain exemptions for the sheriff; and designates certain duties to be performed by the sheriff's office in certain counties classified on a population basis.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Bassett	Brassell	Carter
Agee	Benton	Callahan	Casey
Barkett	Boutwell	Carnes	Cauthen

Cherner	Fite	King	St. John
Chesnut	Flippo	Lutz	Slate
Collins	Gafford	McCluskey	Smith (K)
Cottingham	Goodwin	McDonald	Smith (P)
Crawford	Grainger	May	Snell
Cross	Gray (F)	Meeks	Stokes
Crowe	Grey (D)	Merrill	Straiton
Dill	Hale	Naramore	Therrell
Doss	Hardin	O'Daniel	Timmons
Downing	Harris	Owens	Turner
Drake	Hearn	Parker (H)	Wallace
Edwards	Hill	Perloff	Warren
Ellis	Hobbie	Reid (R)	Williams
Erdreich	Jackson	Reynolds	Wise
Falkenburg	Jones (F)	Roberts	Wood

BILLS ON THIRD READING

And the bill:

S. 775. Relating to counties having populations of not less than 110,000 nor more than 150,000 inhabitants; authorizing the county governing body to pay the premiums on the official bonds of certain county employees.

Was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hearn	Perloff
Agee	Culver	Hill	Reid (R)
Baker	Dill	Jackson	Reynolds
Barkett	Doss	Jones (F)	Robertson
Bassett	Downing	Jones (F)	St. John
Benton	Drake	King	Smith (K)
Boles	Easters	Kinsey	Smith (P)
Boutwell	Edwards	Lutz	Snell
Brassell	Ellis	McCluskey	Stewart
Callahan	Erdreich	McCorquodale	Stokes
Carnes	Falkenburg	McDonald	Straiton
Carter	Fite	Mathews	Therrell
Casey	Flippo	May	Timmons
Cauthen	Gafford	Meeks	Turner
Cherner	Goodwin	Merrill	Waggoner
Chesnut	Grainger	Naramore	Waldrop
Collins	Gray (F)	Nettles	Wallace
Connell	Grey (D)	O'Daniel	Warren
Cottingham	Hale	Owens	Williams
Crawford	Hardin	Parker (H)	Wise
Cross	Harris	Parker (T)	Wood

And the bill:

S. 329. Relating to the Twelfth Judicial Circuit of Alabama; providing for separation of the Jury by consent in the Circuit Courts of the Counties composing such Circuit.

Was read a third time at length and passed.

Yeas 80; Nays 1.

Yeas:

Mr. Speaker	Culver	Hill	Reynolds
Agee	Doss	Jackson	Roberts
Baker	Downing	Jones (E)	Slate
Barkett	Drake	King	Smith (K)
Bassett	Easters	Kinsey	Smith (P)
Boles	Edwards	Lutz	Snell
Boutwell	Ellis	McCluskey	Stewart
Brassell	Erdreich	McCorquodale	Stokes
Callahan	Falkenburg	McDonald	Straiton
Carnes	Fite	Manley	Stubbs
Carter	Flippo	May	Therrell
Casey	Gafford	Meeks	Timmons
Cauthen	Goodwin	Merrill	Turner
Cherner	Grainger	Mims	Waggoner
Chesnut	Gray (F)	Naramore	Waldrop
Connell	Grey (D)	Nettles	Wallace
Cottingham	Hale	O'Daniel	Warren
Crawford	Hardin	Owens	Williams
Cross	Harris	Perloff	Wise
Crowe	Hearn	Reid (R)	Wood

—80

Nay: Mr. Jones (F).

—1

And the bill:

S. 330. To regulate the compensation of Jurors in the Twelfth Judicial Circuit of Alabama.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1190. To amend Act No. 1191, Regular Session 1969, an act applying only in counties having populations not less than 300,000 nor more than 500,000 and providing for the establishment of the Juvenile Division of the Circuit Court of the circuit composed of the county in which such Juvenile Court exists.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Gray (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 485. To repeal Act No. 631, S. 556, Regular Session, 1969, (Acts 1969, p. 1157), which relates to counties having populations of not less than 300,000 nor more than 500,000; prohibiting the killing of unantlered male deer.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Callahan	Cross	Fite
Adams	Carnes	Culver	Flippo
Agee	Carter	Dill	Gafford
Baker	Casey	Doss	Gloor
Barkett	Cauthen	Downing	Goodwin
Bassett	Cherner	Drake	Grainger
Benton	Chesnut	Easters	Gray (F)
Boles	Collins	Edwards	Gray (D)
Boutwell	Connell	Ellis	Hale
Bowers	Cottingham	Erdreich	Hardin
Brassell	Crawford	Falkenburg	Harris

Hearn	Manley	Perloff	Straiton
Hill	Mathews	Pruitt	Stubbs
Jackson	May	Reid (R)	Therrell
Jones (E)	Meeks	Reynolds	Timmons
Jones (F)	Merrill	Roberts	Turner
King	Mims	St. John	Waggoner
Kinsey	Naramore	Slate	Waldrop
Lang	Nettles	Smith (K)	Wallace
Lutz	O'Daniel	Smith (P)	Warren
McCluskey	Owens	Snell	Williams
McCorquodale	Parker (H)	Stewart	Wise
McDonald	Parker (T)	Stokes	Wood

—92

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to have the Journal show Messrs. Coshatt and Adwell voting "Yea" on all local bills.

And the bill:

S. 916. To repeal Act No. 31, H. 96, Third Special Session 1965 (Acts 1965 Third Special Session, v. 1, p. 239) an Act to provide per diem compensation payable out of the county treasury to the county sheriff for attending sessions of an inferior court created by law in counties of not less than 21,900 nor more than 22,300 population.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1212. Relating to counties having populations of not less than 18,100 nor more than 40,500; providing further for the annexation of territory by certain municipalities in said counties.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1213. To create and establish a court of record with county wide limited jurisdiction of criminal cases and civil actions at law, to be called the County Court of Calhoun County, in lieu of, and to replace the Intermediate Civil Court of Calhoun County; to abolish the Intermediate Civil Court of Calhoun County; to provide for the jurisdiction of said County Court of Calhoun County and the officers thereof; to fix their duties, powers, authority, and compensation; to provide for the transfer of all cases pending in the abolished court and in the Calhoun County Court to the newly established court, and to repeal Act No. 23, H. 8, 1962 Special Session (Acts 1962, p. 29) and all other conflicting laws.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Carter	Downing	Gray (F)
Adams	Casey	Drake	Grey (D)
Agee	Cauthen	Easters	Hale
Baker	Cherner	Edwards	Hardin
Barkett	Chesnut	Ellis	Harris
Bassett	Collins	Erdreich	Hearn
Benton	Connell	Falkenburg	Hill
Boles	Cottingham	Fite	Jackson
Boutwell	Crawford	Flippo	Jones (E)
Bowers	Cross	Gafford	Jones (F)
Brassell	Culver	Gloor	King
Callahan	Dill	Goodwin	Kinsey
Carnes	Doss	Grainger	Lang

Lutz	Naramore	Roberts	Therrell
McCluskey	Nettles	St. John	Timmons
McCorquodale	O'Daniel	Slate	Turner
McDonald	Owens	Smith (K)	Waggoner
Manley	Parker (H)	Smith (P)	Waldrop
Mathews	Parker (T)	Snell	Wallace
May	Perloff	Stewart	Warren
Meeks	Pruitt	Stokes	Williams
Merrill	Reid (R)	Straiton	Wise
Mims	Reynolds	Stubbs	Wood

—92

And the bill:

S. 1214. To fix the salaries of the judge and the clerk of the Calhoun County Court.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1223. Relating to Wilcox County; to provide for the salary of the chief deputy of such county to be not less than \$500.00 nor more than \$600.00 for each month said chief deputy serves and the salary of all other deputies of such county to be not less than \$400.00 nor more than \$500.00 for each month said deputies serve.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Baker	Benton	Bowers
Adams	Barkett	Boles	Brassell
Agee	Bassett	Boutwell	Callahan

Carnes	Falkenburg	Lutz	Roberts
Carter	Fite	McCluskey	St. John
Casey	Flippo	McCorquodale	Slate
Cauthen	Gafford	McDonald	Smith (K)
Cherner	Gloor	Manley	Smith (P)
Chesnut	Goodwin	Mathews	Snell
Collins	Grainger	May	Stewart
Connell	Gray (F)	Meeks	Stokes
Cottingham	Grey (D)	Merrill	Straiton
Crawford	Hale	Mims	Stubbs
Cross	Hardin	Naramore	Therrell
Culver	Harris	Nettles	Timmons
Dill	Hearn	O'Daniel	Turner
Doss	Hill	Owens	Waggoner
Downing	Jackson	Parker (H)	Waldrop
Drake	Jones (E)	Parker (T)	Wallace
Easters	Jones (F)	Perloff	Warren
Edwards	King	Pruitt	Williams
Ellis	Kinsey	Reid (R)	Wise
Erdreich	Lang	Reynolds	Wood

—92

And the bill:

S. 1224. Relating to Conecuh County; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1225. Relating to counties having a population of not less than 55,500 nor more than 56,500 inhabitants, according to the last or any subse-

quent federal decennial census; creating a Public Hospital and Health Authority in any such county and prescribing the power, authority and jurisdiction of the Authority; providing for a board of directors of such Authority and for the appointment, terms, duties, power, authority and compensation of members of the board; authorizing the board to issue securities and mortgage and pledge its properties and revenues as security therefor; providing that securities of the Authority shall be negotiable instruments and shall be eligible for investment of trust funds; exempting from taxation all such securities, the income therefrom, any instrument executed as security therefor, and the income and properties of the Authority; and authorizing any municipality in such counties to transfer and convey to such hospital board with or without consideration therefor hospitals, other public health facilities, and funds raised or allocated for hospital purposes.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1230. To alter, rearrange and extend the boundaries and corporate limits of the City of Weaver, Calhoun County, Alabama, so as to annex certain territory to the City.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Bassett	Brassell	Cauthen
Adams	Benton	Callahan	Cherner
Agee	Boles	Carnes	Chesnut
Baker	Boutwell	Carter	Collins
Barkett	Bowers	Casey	Connell

Cottingham	Grainger	Manley	Slate
Crawford	Gray (F)	Mathews	Smith (K)
Cross	Grey (D)	May	Smith (P)
Culver	Hale	Meeks	Snell
Dill	Hardin	Merrill	Stewart
Doss	Harris	Mims	Stokes
Downing	Hearn	Naramore	Straiton
Drake	Hill	Nettles	Stubbs
Easters	Jackson	O'Daniel	Therrell
Edwards	Jones (E)	Owens	Timmons
Ellis	Jones (F)	Parker (H)	Turner
Erdreich	King	Parker (T)	Waggoner
Falkenburg	Kinsey	Perloff	Waldrop
Fite	Lang	Pruitt	Wallace
Flippo	Lutz	Reid (R)	Warren
Gafford	McCluskey	Reynolds	Williams
Gloor	McCorquodale	Roberts	Wise
Goodwin	McDonald	St. John	Wood

—92

And the bill:

S. 1233. To amend Act No. 74, H. 39, of the Special Session of 1967 (Acts 1967, p. 105) which Act creates and provides for organization and functioning of a board of jury supervisors for Dale County in lieu of the jury commission, so as to increase the membership of this board.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1234. To provide for a personnel appeals board for every county having a population of not less than 56,500 nor more than 59,000, according to the most recent federal decennial census; to prescribe the qualifications,

terms, duties, and compensation of its members; and to provide rules relating to political activities by employees of said counties.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1235. To authorize the Etowah County Commission to sell and issue from time to time interest-bearing warrants for the purpose of paying costs of acquiring and providing solid wastes collection and disposal facilities; to provide that such warrants shall evidence general obligation indebtedness of the county; to provide that such warrants may, at the discretion of the Etowah County Commission, be additionally secured by a pledge or pledges of the revenues from the said facilities, or the proceeds from certain taxes, or both such revenues and taxes; to specify the effect and priority of any such pledges; to authorize the refunding of any such warrants; to provide that such securities shall be legal investments for fiduciaries; to provide that the issuance of any warrants and the interest coupons applicable thereto shall constitute the audit and allowance of claims against the issuing county and any tax proceeds and revenues, or either, pledged to the payment thereof.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Benton	Carnes	Collins
Adams	Boles	Carter	Connell
Agee	Boutwell	Casey	Cottingham
Baker	Bowers	Cauthen	Crawford
Barkett	Brassell	Cherner	Cross
Bassett	Callahan	Chesnut	Culver

Dill	Hale	May	Smith (K)
Doss	Hardin	Meeks	Smith (P)
Downing	Harris	Merrill	Snell
Drake	Hearn	Mims	Stewart
Easters	Hill	Naramore	Stokes
Edwards	Jackson	Nettles	Straiton
Ellis	Jones (E)	O'Daniel	Stubbs
Erdreich	Jones (F)	Owens	Therrell
Falkenburg	King	Parker (H)	Timmons
Fite	Kinsey	Parker (T)	Turner
Flippo	Lang	Perloff	Waggoner
Gafford	Lutz	Pruitt	Waldrop
Gloor	McCluskey	Reid (R)	Wallace
Goodwin	McCorquodale	Reynolds	Warren
Grainger	McDonald	Roberts	Williams
Gray (F)	Manley	St. John	Wise
Grey (D)	Mathews	Slate	Wood

—92

And the bill:

S. 1236. Relating to counties having populations of not less than 57,000 nor more than 61,000; authorizing the tax assessor to employ a clerk to perform duties imposed on the tax assessor under Code of Alabama 1940, Title 51, Sections 66, 67, and 68.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1240. To alter or re-arrange the boundary lines of the Town of Valley Head, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1241. Relating to Wilcox County; to make it unlawful to kill, take or catch fish from the public waters of said county by the use of gill nets; and to prescribe the penalties for any person, firm or corporation who violates the provisions of this Act.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Grey (D)	Merrill
Adams	Crawford	Hale	Mims
Agee	Cross	Hardin	Naramore
Baker	Culver	Harris	Nettles
Barkett	Dill	Hearn	O'Daniel
Bassett	Doss	Hill	Owens
Benton	Downing	Jackson	Parker (H)
Boles	Drake	Jones (E)	Parker (T)
Boutwell	Easters	Jones (F)	Perloff
Bowers	Edwards	King	Pruitt
Brassell	Ellis	Kinsey	Reid (R)
Callahan	Erdreich	Lang	Reynolds
Carnes	Falkenburg	Lutz	Roberts
Carter	Fite	McCluskey	St. John
Casey	Flippo	McCorquodale	Slate
Cauthen	Gafford	McDonald	Smith (K)
Cherner	Gloor	Manley	Smith (P)
Chesnut	Goodwin	Mathews	Snell
Collins	Grainger	May	Stewart
Connell	Gray (F)	Meeks	Stokes

Straiton
Stubbs
Therrell

Timmons
Turner
Waggoner

Waldrop
Wallace
Warren

Williams
Wise
Wood

—92

And the bill:

S. 1242. (With Amendment): To amend Sections 2, 3, and 4 of Act No. 177, H. 418 Regular Session 1945 (Local Acts 1945 p. 91) which Act established the Board of Directors of Conecuh County, by prescribing the qualifications of the members of said board, their terms of office and manner of their election.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 1, said Committee amendment being as follows:

Strike Section 2 of the bill and substitute therefor the following:

"Section 2. Section 3 of Act No. 177, H. 418, Regular Session 1945, is hereby amended to read as follows:

"Section 3. The chairman of the Board of Directors of Conecuh County shall be a qualified elector of the county and shall be elected by the electors of the county at large. Two of the associate members of the board shall be residents and qualified electors of each district, as prescribed in Section 2 of this Act, and shall be elected by the electors of their respective districts for four places on said board. Candidates qualifying for places numbered one and two, shall be residents and qualified electors of District one. Candidates qualifying for places numbered three and four shall be residents and qualified electors of district two."

And the amendment was adopted.

Yeas 22; Nays 0.

Yeas:

Mr. Speaker
Adams
Agee
Baker
Barkett
Bassett
Benton
Boles
Boutwell
Bowers
Brassell
Callahan
Carnes
Carter
Casey
Cauthen
Cherner
Chesnut
Collins
Connell
Cottingham
Crawford
Cross

Culver
Dill
Doss
Downing
Drake
Easters
Edwards
Ellis
Erdreich
Falkenburg
Fite
Flipppo
Gafford
Gloor
Goodwin
Grainger
Gray (F)
Grey (D)
Hale
Hardin
Harris
Hearn
Hill

Jackson
Jones (E)
Jones (F)
King
Kinsey
Lang
Lutz
McCluskey
McCorquodale
McDonald
Manley
Mathews
May
Meeks
Merrill
Mims
Naramore
Nettles
O'Daniel
Owens
Parker (H)
Parker (T)
Perloff

Pruitt
Reid (R)
Reynolds
Roberts
St. John
Slate
Smith (K)
Smith (P)
Snell
Stewart
Stokes
Straiton
Stubbs
Therrell
Timmons
Turner
Waggoner
Waldrop
Wallace
Warren
Williams
Wise
Wood

—92

And the bill, S. 1242, as thus amended, was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1244. Authorizing the county commission in all counties having not less than 55,500 nor more than 56,500 inhabitants according to the last or any subsequent federal decennial census, to make an appropriation of county funds for the relief of Leon W. Richardson to compensate for certain damages.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Flippo	Lang
Adams	Collins	Gafford	Lutz
Agee	Connell	Gloor	McCluskey
Baker	Cottingham	Goodwin	McCorquodale
Barkett	Crawford	Grainger	McDonald
Bassett	Cross	Gray (F)	Manley
Benton	Culver	Grey (D)	Mathews
Boles	Dill	Hale	May
Boutwell	Doss	Hardin	Meeks
Bowers	Downing	Harris	Merrill
Brassell	Drake	Hearn	Mims
Callahan	Easters	Hill	Naramore
Carnes	Edwards	Jackson	Nettles
Carter	Ellis	Jones (E)	O'Daniel
Casey	Erdreich	Jones (F)	Owens
Cauthen	Falkenburg	King	Parker (H)
Cherner	Fite	Kinsey	Parker (T)

Perloff	Slate	Straiton	Waldrop
Pruitt	Smith (K)	Stubbs	Wallace
Reid (R)	Smith (P)	Therrell	Warren
Reynolds	Snell	Timmons	Williams
Roberts	Stewart	Turner	Wise
St. John	Stokes	Waggoner	Wood

—92

And the bill:

S. 1245. To provide for the election of members of the County Board of Education of Autauga County, Alabama; to define the school districts from which the members of the County Board of Education are elected.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Nammore	Waggoner
Chesnut	Gray (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1249. Relating to counties having populations of not less than 55,500 inhabitants nor more than 56,500 inhabitants according to the most recent or any subsequent federal decennial census; to regulate the amount of the clerk and sheriff's fees charged by the circuit courts (criminal and civil divisions) and by the intermediate courts (criminal, civil, and equity divisions) and to regulate the amount of certain other fees and costs charged by such courts in counties coming under the provisions of this Act.

Was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Baker	Benton	Bowers
Adams	Barkett	Boles	Brassell
Agee	Bassett	Boutwell	Callahan

Carnes	Falkenburg	Lutz	Roberts
Carter	Fite	McCluskey	St. John
Casey	Flippo	McCorquodale	Slate
Cauthen	Gafford	McDonald	Smith (K)
Cherner	Gloor	Manley	Smith (P)
Chesnut	Goodwin	Mathews	Snell
Collins	Grainger	May	Stewart
Connell	Gray (F)	Meeks	Stokes
Cottingham	Grey (D)	Merrill	Straiton
Crawford	Hale	Mims	Stubbs
Cross	Hardin	Naramore	Therrell
Culver	Harris	Nettles	Timmons
Dill	Hearn	O'Daniel	Turner
Doss	Hill	Owens	Waggoner
Downing	Jackson	Parker (H)	Waldrop
Drake	Jones (E)	Parker (T)	Wallace
Easters	Jones (F)	Perloff	Warren
Edwards	King	Pruitt	Williams
Ellis	Kinsey	Reid (R)	Wise
Erdreich	Lang	Reynolds	Wood

—92

And the bill:

S. 1220. (With Amendment): To provide that the Family Court Division of the Circuit Court of all counties having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census shall collect a filing fee for the filing of juvenile cases in such court and providing further that the Judges of such courts may assess a fine against juveniles for the violation of law and providing for the disposition of such costs and fine.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows:

Section 1 of SB 1220 is hereby amended to read as follows:

"Section 1. The Family Court Division of the Circuit Court of any county having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census may assess and collect a fee in the amount of \$15.00 for the filing of each case in such court wherein a juvenile is adjudged to be delinquent under the provisions of Chapter 7, Title 13, Code of Alabama."

And the amendment was adopted.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Bowers	Collins	Drake
Adams	Brassell	Connell	Easters
Agee	Callahan	Cottingham	Edwards
Baker	Carnes	Crawford	Ellis
Barkett	Carter	Cross	Erdreich
Bassett	Casey	Culver	Falkenburg
Benton	Cauthen	Dill	Fite
Boles	Cherner	Doss	Flippo
Boutwell	Chesnut	Downing	Gafford

Gloor	Kinsey	O'Daniel	Stewart
Goodwin	Lang	Owens	Stokes
Grainger	Lutz	Parker (H)	Straiton
Gray (F)	McCluskey	Parker (T)	Stubbs
Grey (D)	McCorquodale	Perloff	Therrell
Hale	McDonald	Pruitt	Timmons
Hardin	Manley	Reid (R)	Turner
Harris	Mathews	Reynolds	Waggoner
Hearn	May	Roberts	Waldrop
Hill	Meeks	St. John	Wallace
Jackson	Merrill	Slate	Warren
Jones (E)	Mims	Smith (K)	Williams
Jones (F)	Naramore	Smith (P)	Wise
King	Nettles	Snell	Wood

—92

And the bill, S. 1220, as thus amended, was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Garrard	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill:

S. 1221. (With Amendment): To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be deposited in the general fund of such counties.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4 said Committee amendment being as follows:

Amend 1221 by adding to Section 1 the following:

"For services rendered in changing a name—\$10.00."

Strike Section 2 and substitute the following:

"Section 2. All sums collected under the provisions of this Act shall be used to provide workmens compensation benefits for employees of the county collecting the same. The County Commissioners or other like governing body of such county are authorized to use such funds for the procurement of workmens compensation insurance for such county employees."

Amend the title by striking the words "shall be deposited in the general fund of such counties" and inserting in lieu thereof the following: "shall be used to provide workmens compensation benefits for all employees of such counties".

And the amendment was adopted.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Bentley	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowen	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

Mr. Grainger offered the following amendment to the bill, S. 1221, as amended:

Further amend Senate Bill 1221 by adding to Section 2 as amended the following:

"Any sums received under the provisions of this Act in excess of what is required to provide such workmens compensation benefits and insurance shall be paid over into the general fund of such county at the end of each calendar year."

And the amendment was adopted.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

And the bill, S, 1221, as thus amended, was read a third time at length and passed.

Yeas 92; Nays 0.

Yeas:

Mr. Speaker	Culver	Jackson	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	Roberts
Barkett	Drake	Kinsey	St. John
Bassett	Easters	Lang	Slate
Benton	Edwards	Lutz	Smith (K)
Boles	Ellis	McCluskey	Smith (P)
Boutwell	Erdreich	McCorquodale	Snell
Bowers	Falkenburg	McDonald	Stewart
Brassell	Fite	Manley	Stokes
Callahan	Flippo	Mathews	Straiton
Carnes	Gafford	May	Stubbs
Carter	Gloor	Meeks	Therrell
Casey	Goodwin	Merrill	Timmons
Cauthen	Grainger	Mims	Turner
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	Nettles	Waldrop
Collins	Hale	O'Daniel	Wallace
Connell	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wise
Cross	Hill	Perloff	Wood

—92

S. 174 CARRIED OVER

On motion of Mr. Straiton, the bill, S. 174, was temporarily carried over.

RESOLUTION

The following resolution was introduced:

By Mr. Dill:

H. R. 227. DESIGNATING REP. CHRISS DOSS AS HONORARY CHAPLAIN OF THE HOUSE OF REPRESENTATIVES.

WHEREAS, our fellow representative, the Honorable Chriss Doss, is an ordained minister, a fine christian gentleman and much beloved by his fellow members; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF ALABAMA, That Rep. Chriss Doss of Jefferson County is hereby designated as the Honorary Chaplain of the House of Representatives of the State of Alabama.

BE IT FURTHER RESOLVED, That the Clerk of the House is hereby directed to present a copy of this resolution to Rep. Chriss Doss.

On motion of Mr. Dill, the rules were suspended and the resolution was adopted.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Pruitt
Adwell	Crowe	Jackson	Reid (R)
Agee	Dill	Jones (E)	Reynolds
Baker	Downing	Jones (F)	St. John
Bank	Drake	King	Slate
Barkett	Easters	Kinsey	Smith (K)
Bassett	Edwards	Lang	Smith (P)
Boles	Ellis	Lutz	Snell
Boutwell	Erdreich	McCluskey	Stewart
Brassell	Falkenburg	McCorquodale	Stokes
Callahan	Fite	McDonald	Stubbs
Carnes	Flippo	Manley	Taylor
Carter	Gafford	May	Therrell
Casey	Gloor	Meeks	Timmons
Cauthen	Goodwin	Merrill	Turner
Cherner	Grainger	Mims	Waggoner
Chesnut	Gray (F)	Naramore	Wallace
Collins	Grey (D)	O'Daniel	Warren
Connell	Hale	Owens	Weeks
Coshatt	Harris	Parker (H)	Williams
Cottingham	Hearn	Parker (T)	Wise
Crawford	Hill	Perloff	Wood

—88

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted for all House members voting "Yea" on the resolution, H. R. 227, to have their names added as co-sponsors.

Report of the Committee of Conference on H. B. 2231

We, the committee of conference appointed to reconcile the disagreement between the two houses concerning H. B. 2231 have met, considered the matter, and agreed to the following report:

We recommend that the Senate recede from its amendment to Section 7 to the bill, and that the substitute for the bill as passed by the Senate be agreed to by both houses, after being amended as follows:

Strike out Section 7 in its entirety and insert in lieu thereof the following:

Section 7. This Act shall take effect on July 1, 1972.

Conferees of the House
LEWIS W. HEADLEY
TOM STUBBS
WALTER OWENS

Conferees of the Senate
OBIE J. LITTLETON
E. C. ASHURE

CONFERENCE COMMITTEE REPORT ADOPTED

On motion of Mr. Headley, the House concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 2231, said report being set out in the above and foregoing Report of the Committee of Conference.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Culver	Jones (E)	Roberts
Adwell	Doss	Jones (F)	Slate
Agee	Downing	King	Smith (K)
Bank	Drake	Lang	Smith (P)
Barkett	Easters	Lutz	Snell
Bassett	Edwards	McCluskey	Stewart
Boutwell	Erdreich	McCorquodale	Stokes
Brassell	Falkenburg	McDonald	Stubbs
Carnes	Goodwin	Merrill	Taylor
Carter	Grainger	Mims	Therrell
Cauthen	Gray (F)	Naramore	Turner
Collins	Grey (D)	O'Daniel	Waggoner
Connell	Hale	Owens	Weeks
Coshatt	Harris	Parker (T)	Wise
Cottingham	Headley	Perloff	Wood
Crawford	Hobbie	Reid (R)	

—67

And the bill:

H. 2231. Relating to certain offices and officers of Chilton County; changing the mode of compensation of such officers; placing such officers on a salary basis, subject to the ratification of a constitutional amendment.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hill	Reid (R)
Adwell	Culver	Hobbie	Reynolds
Agee	Doss	Jackson	Roberts
Bank	Downing	Jones (E)	Slate
Barkett	Drake	Jones (F)	Smith (K)
Bassett	Easters	Lang	Stewart
Boles	Edwards	Lutz	Stokes
Boutwell	Erdreich	McCluskey	Stubbs
Brassell	Falkenburg	McCorquodale	Taylor
Carnes	Flippo	McDonald	Therrell
Carter	Gloor	Meeks	Timmons
Casey	Goodwin	Merrill	Turner
Collins	Grainger	Mims	Turnham
Connell	Gray (F)	Naramore	Waggoner
Coshatt	Grey (D)	O'Daniel	Warren
Cottingham	Hale	Owens	Weeks
Crawford	Harris	Parker (T)	Wise
Cross	Headley	Perloff	Wood

—72

RESOLUTION

The following resolution was introduced:

By Mr. Stubbs:

H. R. 228. WHEREAS, Doctor W. E. Stinson, a native of Shelby County, Alabama, passed away on July 1, 1971; and

WHEREAS, Doctor Stinson was a member and past president of the Shelby County Medical Association, Alabama Medical Association, American Medical Association, Alabama Academy of General Practitioners, American Academy of General Practitioners, Siluria Baptist Church, Alabaster Civitan Club, Masonic Lodge 462 and Zamora Temple; and

WHEREAS, Doctor Stinson devoted his life to the Oath of Hippocrates which he took upon graduation from Emory Medical School in servitude to the people of Shelby County, Alabama through his medical services and untiring efforts developing Shelby Memorial Hospital; and

WHEREAS, Doctor Stinson was honored on June 10, 1971 by the town of Alabaster and united Civitan clubs of surrounding towns and presented with a plaque and gifts of appreciation for his service to the community; and

WHEREAS, Doctor Stinson's contributions to his community, state and nation were not limited to the medical field. He was presented the Selective Service Medal by Congress during World War II and is registered in the Archives of the Smithsonian Institute. He was an active supporter of the University of Alabama Athletic Association and was made an honorary member of the Thompson High football team and given a letter; and

WHEREAS, Doctor Stinson exemplified himself with his family, fellow members of the medical profession, patients, many friends and associates through his spirit of humility, loyalty, patience and pride shown all persons

he came in contact with and was a real inspiration to those whose lives he touched; and

WHEREAS, the Shelby Professional Associates, Inc. has announced plans to begin construction of a medical clinic which started as a dream project by Doctor Stinson to provide facilities for specialists for the community and offer incentive to attract new physicians to the Shelby County area. This medical clinic is to be a memorial to Doctor Stinson.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF ALABAMA, That we do express our deep sympathy and sorrow on the untimely death of Doctor W. E. Stinson of Shelby County, Alabama.

BE IT FURTHER RESOLVED, That the Clerk of the House of Representatives transmit copies of this resolution to Doctor Stinson's wife, sons, daughter, the Shelby Memorial Hospital and the Shelby County Medical Association.

On motion of Mr. Stubbs, the rules were suspended and the resolution was adopted.

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to have the Journal show Mr. Turnham voting "Yea" on all local bills.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order.

And the bill:

S. 557. Regulating the compensation of Legislative Reference Analysts or persons in other similar positions, who are employed by the Legislative Reference Service subject to the provisions of the Merit System; providing that the rate of compensation of such persons shall never be less than the rate of compensation prescribed for attorneys in corresponding ranks in the classified service.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Ellis	Hill
Adams	Collins	Erdreich	Jackson
Agee	Connell	Falkenburg	Jones (F)
Baker	Coshatt	Fite	King
Barkett	Cottingham	Flippo	Kinsey
Bassett	Crawford	Gloor	Lang
Benton	Cross	Goodwin	Lutz
Boles	Crowe	Grainger	McCluskey
Boutwell	Culver	Gray (F)	McCorquodale
Brassell	Doss	Grey (D)	McDonald
Carnes	Downing	Hale	Manley
Carter	Drake	Harris	May
Casey	Easters	Headley	Meeks
Cauthen	Edwards	Hearn	Merrill

Mims	Reid (R)	Stokes	Waldrop
Naramore	Reynolds	Stubbs	Wallace
O'Daniel	Slate	Taylor	Warren
Owens	Smith (K)	Therrell	Weeks
Parker (T)	Smith (P)	Timmons	Wise
Perloff	Snell	Turner	Wood
Pruitt	Stewart	Waggoner	

—83

And the bill:

S. 180. To provide for payment of travel expenses of members of the Legislature when traveling within the State of Alabama on business of the Legislature or any of its committees, sub-committees or legislative departments.

Was taken up.

Mr. Smith (P) offered the following substitute to the bill:

**A BILL
TO BE ENTITLED
AN ACT**

To provide for payment of expenses of members of the Legislature while within the State of Alabama on business of the Legislature or any of its committees, joint interim committees, subcommittees or legislative departments.

Be It Enacted by the Legislature of Alabama:

Section 1. Members of the Legislature, or any of its committees, joint interim committees, subcommittees or legislative departments, on the authorized business of the Legislature within the State of Alabama shall be reimbursed for expenses in the amount of \$20.00 per day for each day, not exceeding the number of calendar days for which the Legislature is authorized to be in session or for each day engaged in the work of such committee, joint interim committee, subcommittee or legislative department as may be applicable. Such per diem expense allowance during legislative sessions is in lieu of any other per diem expense allowance for such sessions heretofore authorized by resolution of the Legislature.

Section 2. The expense authorized under the provisions of this Act shall be in addition to compensation and mileage allowance authorized under the provisions of Title 32, Sections 12 and 13, Code of Alabama 1940, and expense allowance authorized under the provisions of Act No. 5, Regular Session 1967 (Acts of Alabama 1967, page 33).

Section 3. The expenses authorized under the provisions of this Act shall be paid from the appropriation to the Legislature or any of its committees, joint interim committees, subcommittees, or legislative departments for which travel is made.

Section 4. The provisions of Act No. 470, Regular Session 1969 (Acts of Alabama 1969, page 912), insofar as the same is in conflict with the provisions of this Act, is hereby repealed, it being the specific intent of the Legislature that all members of the Legislature on the authorized business of the Legislature or any of its committees, joint interim committees, subcommittees or legislative departments shall be reimbursed in the amount provided for under the provisions of this Act.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law

And the substitute was adopted.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hearn	Roberts
Agee	Cross	Hill	Slate
Baker	Crowe	Jackson	Smith (K)
Bank	Culver	King	Smith (P)
Barkett	Dill	Lang	Snell
Bassett	Doss	Lutz	Stewart
Benton	Downing	McCluskey	Stokes
Boles	Drake	McCorquodale	Stubbs
Brassell	Easters	McDonald	Taylor
Callahan	Edwards	Manley	Therrell
Carnes	Ellis	Mathews	Timmons
Carter	Falkenburg	Meeks	Turner
Casey	Flippo	Naramore	Waggoner
Cauthen	Goodwin	O'Daniel	Waldrop
Chesnut	Grainger	Owens	Warren
Collins	Gray (F)	Parker (T)	Weeks
Connell	Grey (D)	Perloff	Williams
Coshatt	Haile	Reid (R)	Wise
Cottingham	Headley		

—74

And the bill, S. 180, as amended:

Was read a third time at length and passed.

Yeas 70; Nays 3.

Yeas:

Mr. Speaker	Crowe	King	Smith (K)
Agee	Culver	Lutz	Smith (P)
Baker	Dill	McCluskey	Snell
Barkett	Doss	McCorquodale	Stewart
Bassett	Downing	Manley	Stokes
Benton	Drake	Mathews	Stubbs
Brassell	Easters	May	Taylor
Callahan	Edwards	Meeks	Therrell
Carnes	Falkenburg	Merrill	Timmons
Carter	Fite	Mims	Turner
Casey	Flippo	Naramore	Waggoner
Cauthen	Goodwin	O'Daniel	Waldrop
Chesnut	Grainger	Owens	Warren
Collins	Gray (F)	Perloff	Weeks
Coshatt	Grey (D)	Reid (R)	Williams
Cottingham	Headley	Roberts	Wise
Crawford	Hill	Slate	Wood
Cross	Jackson		

—70

Nays:

Messrs.:	Boutwell	Jones (F)	Reynolds
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—3

And the bill:

S. 1051. To amend Act No. 1049, S. 8, Legislature of 1969 (Regular Session), approved September 12, 1969 (Acts of 1969, Vol. III, pp.

1939–1965), an Act to provide for the mandatory inspection of the slaughter of cattle, sheep, swine, goats, and equines, and poultry, and the preparation of the carcasses, parts thereof, meat and meat food products of such animals; solely for distribution within this State; etc., by amending Section 1 (k), Section 1 (1) (5) and Sections 2, 7 (c), 10 (c), 15 and 16 (a) of said Act to the end that the requirements of said Act will be at least equal to requirements imposed by the provisions of the Federal Meat Inspection Act and the Federal Poultry Products Inspection Act.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Reid (R)
Adams	Cross	Jackson	Reynolds
Agee	Culver	Jones (F)	Roberts
Baker	Dill	King	Slate
Barkett	Doss	Kinsey	Smith (K)
Bassett	Downing	Lang	Smith (P)
Benton	Easters	Lutz	Snell
Boles	Edwards	McCluskey	Stewart
Boutwell	Ellis	McCorquodale	Stokes
Brassell	Erdreich	McDonald	Taylor
Callahan	Falkenburg	Manley	Therrell
Carnes	Fite	May	Timmons
Carter	Flippo	Meeks	Turner
Casey	Goodwin	Merrill	Waggoner
Cauthen	Grainger	Mims	Waldrop
Chesnut	Gray (F)	Naramore	Wallace
Collins	Grey (D)	O'Daniel	Warren
Connell	Hale	Owens	Weeks
Coshatt	Harris	Perloff	Williams
Cottingham	Hearn	Pruitt	Wood

—80

And the bill:

S. 249. To abolish primary elections of political parties in all cities and towns of 300,000 population or less; and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas 82; Nays 3.

Nays:

Mr. Speaker	Connell	Gloor	McCluskey
Agee	Coshatt	Goodwin	McDonald
Baker	Cottingham	Grainger	Manley
Bank	Crawford	Gray (F)	Mathews
Barkett	Cross	Grey (D)	May
Bassett	Culver	Hale	Meeks
Benton	Dill	Harris	Merrill
Boles	Downing	Headley	Mims
Boutwell	Drake	Hearn	Naramore
Brassell	Easters	Hill	Nettles
Callahan	Edwards	Jackson	O'Daniel
Carter	Ellis	Jones (E)	Owens
Casey	Erdreich	Jones (F)	Parker (T)
Cauthen	Falkenburg	King	Perloff
Chesnut	Fite	Kinsey	Reid (R)
Collins	Flippo	Lang	Reynolds

Roberts	Stokes	Turner	Warren	
Slate	Stubbs	Turnham	Weeks	
Smith (K)	Taylor	Waggoner	Wise	
Smith (P)	Therrell	Wallace	Wood	
Stewart	Timmons			—82

Nays:

Messrs.:	Carnes	Lutz	Waldrop	—3
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And the bill:

S. 460. To further identify creditable years of service under the State Employees' Retirement System.

Was read a third time at length and passed.

Yeas 81; Nays 3.

Yeas:

Mr. Speaker	Crowe	Hill	Reid (R)	
Agee	Culver	Jones (E)	Reynolds	
Baker	Doss	Jones (F)	Roberts	
Bank	Downing	King	Slate	
Barkett	Drake	Lang	Smith (K)	
Bassett	Easters	Lutz	Smith (P)	
Benton	Edwards	McCluskey	Stewart	
Boles	Ellis	McCorquodale	Stokes	
Brassell	Erdreich	McDonald	Stubbs	
Callahan	Falkenburg	Manley	Taylor	
Carnes	Fite	May	Therrell	
Carter	Flippo	Meeks	Timmons	
Casey	Goodwin	Merrill	Turner	
Cauthen	Grainger	Mims	Turnham	
Chesnut	Gray (F)	Naramore	Waggoner	
Collins	Gray (D)	Nettles	Wallace	
Connell	Hale	O'Daniel	Warren	
Coshatt	Harris	Owens	Weeks	
Cottingham	Headley	Perloff	Williams	
Crawford	Hearn	Pruitt	Wood	
Cross				—81

Nays:

Messrs.:	Boutwell	Dill	Gloor	—3
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And the bill:

S. 255. To further provide for supernumerary district attorneys.

Was read a third time at length and passed.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Cauthen	Crawford
Agee	Brassell	Chesnut	Crowe
Baker	Callahan	Collins	Culver
Barkett	Carnes	Connell	Dill
Bassett	Carter	Coshatt	Doss
Boles	Casey	Cottingham	Downing

Drake	Hill	Mims	Stewart
Easters	Hobbie	Naramore	Stokes
Edwards	Jones (E)	Nettles	Taylor
Ellis	Jones (F)	O'Daniel	Therrell
Erdreich	King	Owens	Timmons
Falkenburg	Lang	Parker (T)	Turner
Fite	Lutz	Perloff	Turnham
Flippo	McCluskey	Pruitt	Waggoner
Grainger	McCorquodale	Reid (R)	Waldrop
Gray (F)	McDonald	Roberts	Wallace
Grey (D)	Manley	Slate	Warren
Hale	May	Smith (K)	Weeks
Hardin	Meeks	Smith (P)	Williams
Harris	Merrill	Snell	Wood
Hearn			

—81

And the bill:

S. 174. To amend Act Number 657, Regular Session Alabama Legislature, 1965, pertaining to the appointment of deputy district attorneys for the Fifteenth Judicial Circuit of Alabama and their salaries.

Was taken up.

Mr. Adams offered the following substitute to the bill:

**A BILL
TO BE ENTITLED
AN ACT**

To amend Title 13, Section 255, Code of Alabama 1940, as last amended, relating to the appointment of certain deputy district attorneys and their salaries.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 255, Title 13, Code of Alabama 1940, as last amended, is hereby further amended to read as follows:

"Section 255. The District Attorney for the Fifteenth Judicial Circuit of Alabama may appoint the following Deputy District Attorneys and such persons shall serve at the pleasure of the District Attorney:

"(a) One full-time deputy who shall be paid an annual salary by the State of Thirteen Thousand Dollars (\$13,000.00).

"(b) One part-time deputy who shall be paid an annual salary by the State of Six Thousand Dollars (\$6,000.00).

"(c) Two part-time deputies who shall be paid an annual salary by the State of Fifty-four Hundred Dollars (\$5,400.00).

"The district attorney for the Twenty-sixth Judicial Circuit of Alabama may appoint one full-time deputy who shall be paid an annual salary by the State of Thirteen Thousand Dollars (\$13,000.00).

"The salaries herein provided are to be paid as the salaries of other state officers are paid and shall be in addition to any amounts paid by the county as provided by law.

"The three part-time Deputy District Attorneys herein provided for shall not be subject to the provisions of Subsection 12 of Section 229, Title 13,

Code of Alabama, 1940, and all five Deputy District Attorneys shall perform such duties as are assigned to them by the District Attorney."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 71; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hearn	St. John
Adams	Culver	Hill	Slate
Agee	Dill	Jones (F)	Smith (K)
Baker	Downing	Lutz	Smith (P)
Barkett	Drake	McCluskey	Snell
Bassett	Easters	McDonald	Stewart
Boutwell	Edwards	Manley	Stokes
Brassell	Erdreich	Mathews	Straiton
Callahan	Falkenburg	May	Taylor
Carnes	Fite	Meeks	Therrell
Carter	Flippo	Merrill	Timmons
Casey	Goodwin	Naramore	Turner
Chesnut	Grainger	Nettles	Waggoner
Collins	Gray (F)	O'Daniel	Waldrop
Connell	Grey (D)	Perloff	Warren
Coshatt	Hale	Pruitt	Weeks
Cottingham	Hardin	Reid (R)	Williams
Cross	Harris	Reynolds	

—71

And the bill, S. 174, as amended:

Was read a third time at length and passed.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hearn	Roberts
Adams	Culver	Hill	St. John
Agee	Dill	Hobbie	Slate
Baker	Downing	Jones (F)	Reynolds
Bank	Drake	Lang	Smith (P)
Barkett	Easters	Lutz	Snell
Bassett	Edwards	McCluskey	Stewart
Boutwell	Ellis	McCorquodale	Stokes
Brassell	Erdreich	Manley	Straiton
Callahan	Falkenburg	May	Taylor
Carnes	Fite	Meeks	Therrell
Carter	Flippo	Merrill	Timmons
Casey	Goodwin	Naramore	Turner
Chesnut	Grainger	Nettles	Waggoner
Collins	Gray (F)	O'Daniel	Waldrop
Connell	Grey (D)	Perloff	Warren
Coshatt	Hale	Pruitt	Weeks
Cottingham	Hardin	Reid (R)	Williams
Cross	Harris	Smith (K)	

—75

And the bill:

S. 1142. To amend Code of Alabama, 1940, Title 5, Section 131, so as to authorize and approve the use of automatic unmanned cash dispensing machines by banks on each day of the week including Sunday.

Was read a third time at length and passed.

Yeas 83; Nays 1.

Yeas:

Mr. Speaker	Crawford	Hearn	Roberts
Adams	Cross	Hill	St. John
Agee	Crowe	Jones (F)	Slate
Baker	Culver	King	Smith (K)
Bank	Dill	Kinsey	Smith (P)
Barkett	Downing	Lutz	Snell
Bassett	Drake	McCluskey	Stewart
Benton	Easters	McCorquodale	Stokes
Boles	Edwards	Manley	Straiton
Boutwell	Ellis	Mathews	Stubbs
Brassell	Erdreich	May	Taylor
Callahan	Falkenburg	Meeks	Therrell
Carnes	Fite	Merrill	Timmons
Carter	Flippo	Naramore	Turner
Casey	Goodwin	Nettles	Waggoner
Cauthen	Grainger	O'Daniel	Waldrop
Chesnut	Gray (F)	Parker (T)	Wallace
Collins	Grey (D)	Perloff	Warren
Connell	Hale	Pruitt	Weeks
Coshatt	Hardin	Reid (R)	Williams
Cottingham	Harris	Reynolds	—83

Nay Mr. Adwell.

—1

And the bill:

§. 963. To be known as the Alabama Limited Partnership Act, relating to the law of limited partnerships and limited partnership property, including with respect thereto definition of terms, rules of construction, rules for cases not provided for in this Act, provisions for existing limited partnerships, definition of limited partnerships, formation, business which may be carried on, character of limited partner's contribution, limited partnership name, liability for false statements in certificate, limited partner not liable to creditors, limited partner shall not act as agent, admission of additional limited partners, rights, powers and liabilities of a general partner, rights of a limited partner, status of person erroneously believing himself a limited partner, one person both general and limited partner, loans and other business transactions with limited partner, relation of limited partners inter se, compensation of limited partner, withdrawal or reduction of limited partner's contribution, liability of limited partner to partnership, nature of limited partner's interest in partnership, assignment of limited partner's interest, effect of retirement, death, insanity or mental incapacity of a general partner, death of a limited partner, the rights of creditors of limited partners, distribution of assets, when certificate shall be cancelled or amended, requirements for amendment and for cancellation of certificate, parties to actions; to repeal Sections 6-27, both inclusive, Title 43, Code of Alabama 1940, and all acts amendatory thereof, except as affecting existing limited partnerships to the extent set forth in Section 5 of this Act, and other inconsistent legislation.

Was read a third time at length and passed.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Cross	Harris	Reid (R)
Adams	Crowe	Hearn	Reynolds
Adwell	Culver	Jones (E)	Roberts
Agee	Dill	Jones (F)	Slate
Baker	Downing	King	Smith (K)
Bank	Drake	Lutz	Smith (P)
Barkett	Easters	McCluskey	Snell
Bassett	Edwards	McCorquodale	Stokes
Boutwell	Ellis	Manley	Straiton
Brassell	Erdreich	Mathews	Taylor
Callahan	Falkenburg	May	Therrell
Carnes	Fite	Meeks	Timmons
Carter	Flippo	Merrill	Turner
Casey	Gloor	Naramore	Waldrop
Chesnut	Goodwin	Nettles	Wallace
Collins	Grainger	O'Daniel	Warren
Connell	Gray (F)	Owens	Weeks
Coshatt	Grey (D)	Parker (T)	Williams
Cottingham	Hale	Perloff	Wood
Crawford	Hardin	Pruitt	

—79

And the bill:

S. 964. To be known as the Alabama Partnership Act, relating to the law of partnerships and partnership property, including with respect thereto definition of terms, interpretation of knowledge and notice, rules of construction, rules for cases not provided for in this act, nature of a partnership, relations of partners to persons dealing with the partnership, relations of partners to one another, property rights of a partner, dissolution and winding up; to repeal Sections 1 to 5 inclusive and Sections 28 to 35 inclusive of Title 43 and Sections 280-292 inclusive of Title 61, Code of Alabama 1940, as amended, and Act No. 584, General Acts 1957, and Act No. 1071, General Acts 1969, and other inconsistent legislation.

Was read a third time at length and passed.

Yeas 80; Nays 0.

Nays:

Mr. Speaker	Cottingham	Grainger	May
Adams	Crawford	Gray (F)	Meeks
Adwell	Cross	Grey (D)	Merrill
Agee	Crowe	Hale	Naramore
Bank	Culver	Hardin	O'Daniel
Barkett	Dill	Harris	Owens
Bassett	Downing	Hearn	Perloff
Boutwell	Drake	Hill	Pruitt
Brassell	Easters	Jones (E)	Reid (R)
Callahan	Edwards	Jones (F)	Reynolds
Carnes	Ellis	King	Roberts
Carter	Erdreich	Lutz	St. John
Casey	Falkenburg	McCluskey	Slate
Chesnut	Fite	McCorquodale	Smith (K)
Collins	Flippo	McDonald	Smith (P)
Connell	Gloor	Manley	Snell
Coshatt	Goodwin	Mathews	Stokes

Straiton
Taylor
Therrell

Timmons
Turner
Waggoner

Waldrop
Wallace
Warren

Weeks
Williams
Wood

—80

And the bill:

S. 75. To further regulate corporations of the type commonly known as 'private foundations' so as to conform the operations thereof to the applicable provisions of the United States Internal Revenue Code of 1954 as amended by said Tax Reform Act of 1969, and to repeal that portion of any laws of this State in conflict herewith.

Was taken up.

Mr. Erdreich offered the following substitute to the bill:

A BILL
TO BE ENTITLED
AN ACT

To further regulate corporations of the type commonly known as 'private foundations' so as to conform the operations thereof to the applicable provisions of the United States Internal Revenue Code of 1954 as amended by said Tax Reform Act of 1969, and to repeal that portion of any laws of this State in conflict herewith.

Be It Enacted by the Legislature of Alabama:

Section 1. Private Foundations—Federal Tax Laws.

Notwithstanding any provision to the contrary in the articles of incorporation or other governing instrument or under any other law of this state, and except as otherwise provided by court decree or by a provision in the articles of incorporation or other governing instrument, which in either case is entered or made after the effective date of this Act and expressly limits the applicability of this Act, a corporation which is, or is treated as, a private foundation, as defined in Section 509 of the Internal Revenue Code of 1954, during the period it is, or is treated as, a private foundation: (a) shall not engage in any act of self-dealing as defined in Section 4941 (d) thereof; (b) shall distribute, for the purposes specified in its articles of incorporation, for each taxable year not less than such amounts at such time and in such manner as not to become subject to the tax on undistributed income imposed by Section 4942 thereof; (c) shall not, if Section 4943 thereof is applicable, retain any excess business holdings as defined in Subsection (c) of that Section beyond the period permitted by that Section; (d) shall not make any investment in such manner as to subject it to tax under Section 4944 thereof; and (e) shall not make any taxable expenditures as defined in Section 4945 (d) thereof.

Section 2. Rights and Powers of Courts or Attorney General.

GENERAL.

Nothing in this Act shall impair the rights and powers of the courts or the Attorney General of this state with respect to any corporation described in Section 1. The provisions of Section 1 shall not apply to any corporation to the extent that a court of competent jurisdiction shall determine that such application would be contrary to the terms of the articles of incorporation or other instrument governing such corporation or governing the administration

of charitable funds held by it and that the same may not properly be changed to conform to such section.

Section 3. Future Provisions of Internal Revenue Laws.

All references to sections of the Internal Revenue Code of 1954 shall include future amendments to such sections and corresponding provisions of future Internal Revenue laws.

Section 4. Severability.

If any provision of this Act or the application thereof under any set of facts or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

Section 5. Repeal of Inconsistent Laws.

Act 230 of the 1971 Legislature of Alabama is repealed; all other laws or parts of laws in conflict with the provisions of this Act are, to the extent of such conflict, hereby repealed.

Section 6. Effective Date.

This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Reid (R)
Adams	Crowe	Jones (E)	Reynolds
Adwell	Culver	Jones (F)	Roberts
Agee	Dill	King	Robertson
Baker	Doss	Kinsey	St. John
Bank	Downing	Lutz	Slate
Barkett	Drake	McCluskey	Smith (K)
Bassett	Easters	McCorquodale	Smith (P)
Benton	Edwards	McDonald	Snell
Boles	Erdreich	Manley	Stewart
Boutwell	Falkenburg	Mathews	Stokes
Brassell	Fite	May	Straiton
Callahan	Flippo	Meeks	Taylor
Carnes	Goodwin	Merrill	Therrell
Carter	Grainger	Mims	Timmons
Chesnut	Gray (F)	Naramore	Turner
Collins	Grey (D)	Nettles	Waggoner
Connell	Hale	O'Daniel	Waldrop
Coshatt	Hardin	Owens	Wallace
Cottingham	Harris	Perloff	Weeks
Crawford	Hearn	Pruitt	Wood

And the bill, S. 75, as amended, was read a third time at length and passed.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Culver	Jones (E)	Reynolds
Adams	Dill	Jones (F)	Roberts
Adwell	Doss	King	Robertson
Agee	Downing	Kinsey	Slate
Baker	Drake	Lutz	Smith (K)
Barkett	Easters	McCluskey	Smith (P)
Bassett	Edwards	McCorquodale	Snell
Benton	Erdreich	McDonald	Stewart
Boutwell	Falkenburg	Manley	Stokes
Brassell	Fite	Mathews	Straiton
Callahan	Flippo	Meeks	Taylor
Carnes	Goodwin	Merrill	Therrell
Carter	Grainger	Mims	Timmons
Chesnut	Gray (F)	Naramore	Turner
Collins	Grey (D)	Nettles	Waggoner
Connell	Hale	O'Daniel	Waldrop
Coshatt	Hardin	Owens	Wallace
Cottingham	Harris	Perloff	Weeks
Crawford	Hearn	Pruitt	Williams
Crowe	Hill	Reid (R)	Wood

—80

And the bill:

S. 77. To further regulate certain trusts in the nature of private foundations or split interest trusts as these terms are employed in the Act of Congress known as the Tax Reform Act of 1969 so as to conform the operations thereof to the applicable provisions of the United State Internal Revenue Code of 1954 as amended by said Tax Reform Act of 1969, and to repeal that portion of any laws of this State in conflict herewith.

Was taken up.

Mr. Erdreich offered the following substitute to the bill:

A BILL
TO BE ENTITLED
AN ACT

To further regulate certain trusts in the nature of private foundations or split interest trusts as these terms are employed in the Act of Congress known as the Tax Reform Act of 1969 so as to conform the operations thereof to the applicable provisions of the United States Internal Revenue Code of 1954 as amended by said Tax Reform Act of 1969, and to repeal that portion of any laws of this State in conflict herewith.

Be It Enacted by the Legislature of Alabama:

Section 1. CHARITABLE TRUSTS—FEDERAL TAX LAWS.

Notwithstanding any provision to the contrary in the governing instrument or under any other law of this state, and except as otherwise provided by court decree or by a provision of the governing instrument, which in either case is entered or may after the effective date of this Act and expressly limits the applicability of this Act, the trustee of a trust, whenever created, which is, or is treated as, a private foundation as defined in Section 509 of the Internal Revenue Code of 1954, a charitable trust as defined in Section

4947(a)(1) of the Internal Revenue Code of 1954, or a split-interest trust as defined in Section 4947 (a) (2) of the Internal Revenue Code of 1954, during the period it is, or is treated as, a private foundation, charitable trust or split-interest trust as so defined:

(a) shall not engage in any act of self-dealing as defined in Section 4941(d) thereof;

(b) shall distribute for each taxable year not less than such amounts at such time and in such manner as not to subject the trust to the tax on undistributed income imposed by Section 4942 thereof;

(c) shall not, if Section 4943 thereof is applicable, retain any excess business holdings as defined in Subsection (c) of that Section beyond the period permitted by that Section;

(d) shall not make any investment in such manner as to subject the trust to tax under Section 4944 thereof; and

(e) shall not make any taxable expenditure as defined in Section 4945(d) thereof.

Section 2. POWER TO AMEND.

The trustee of a trust, whenever created, which is, or is treated as, a private foundation as defined in Section 509 of the Internal Revenue Code of 1954, a charitable trust as defined in Section 4947(a)(1) of the Internal Revenue Code of 1954, or a split-interest trust as defined in Section 4947(a)(2) of the Internal Revenue Code of 1954, may amend the terms of the governing instrument to the extent necessary to bring the trust into conformity with the requirements for: (a) termination of private foundation status in the manner described in Section 507(b) thereof; (b) exemption of the trust from the taxes imposed by Sections 4941 to 4945, inclusive, thereof, or (c) exclusion of the trust from private foundation status under Section 509(a)(3) thereof, and for this latter purpose may release, extinguish or renounce any power contained in the governing instrument, may reduce or limit the charitable organizations or classes of charitable organizations in whose favor a power to select may be exercised and may appoint new or additional trustees; provided that no amendment of the governing instrument shall be required in order to make effective the requirements of Section 1 of this Act. If the trust is for the benefit of one or more named charitable organizations, the trustee shall first obtain the written consent of those organizations before making any amendment under subparagraph (c).

Section 3. RIGHTS AND POWERS OF COURTS OR ATTORNEY GENERAL.

Nothing in this Act shall impair the rights and powers of the courts or the Attorney General of this state with respect to any trust. The provisions of Sections 1 and 2 shall not apply to any trust to the extent that a court of competent jurisdiction shall determine that such application would be contrary to the terms of the instrument governing such trust and that the same may not properly be changed to conform to such sections.

Section 4. FUTURE PROVISIONS OF INTERNAL REVENUE LAWS.

Section 6. REPEAL OF INCONSISTENT LAWS.

All references to sections of the Internal Revenue Code of 1954 shall include future amendments to such sections and corresponding provisions of future Internal Revenue laws.

Section 5. SEVERABILITY.

If any provision of this Act or the application thereof under any set of facts or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

Act 231 of the 1971 Legislature of Alabama is repealed; all other laws or parts of laws in conflict with the provisions of this Act are, to the extent of such conflict, hereby repealed.

Section 7. EFFECTIVE DATE.

This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hardin	Perloff
Adwell	Culver	Harris	Pruitt
Agee	Dill	Hearn	Reid (R)
Baker	Doss	Hill	Reynolds
Bank	Downing	Jones (E)	Roberts
Barkett	Drake	Jones (F)	Robertson
Bassett	Easters	King	St. John
Boutwell	Edwards	McCluskey	Slate
Brassell	Ellis	McCorquodale	Smith (K)
Callahan	Erdreich	McDonald	Smith (P)
Carnes	Falkenburg	Manley	Stewart
Carter	Fite	Mathews	Stokes
Cherner	Flippo	May	Taylor
Chesnut	Gloor	Meeks	Therrell
Collins	Goodwin	Merrill	Timmons
Connell	Grainger	Naramore	Turner
Cottingham	Gray (F)	Nettles	Wallace
Crawford	Grey (D)	O'Daniel	Weeks
Cross	Hale	Owens	Wood

—76

And the bill, S. 77, as amended, was read a third time at length and passed.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Chesnut	Crowe
Adwell	Brassell	Collins	Culver
Agee	Callahan	Connell	Dill
Baker	Carnes	Coshatt	Doss
Bank	Carter	Cottingham	Downing
Barkett	Casey	Crawford	Drake
Bassett	Cherner	Cross	Easters

Edwards	Hearn	Naramore	Smith (P)
Ellis	Hill	Nettles	Stewart
Erdreich	Jones (E)	O'Daniel	Stokes
Falkenburg	Jones (F)	Parker (T)	Straiton
Fite	King	Perloff	Taylor
Flippo	Lutz	Pruitt	Therrell
Gloor	McCluskey	Reid (R)	Timmons
Goodwin	McCorquodale	Reynolds	Turner
Grainger	Manley	Roberts	Waggoner
Gray (F)	Mathews	Robertson	Waldrop
Grey (D)	May	Slate	Wallace
Hale	Meeks	Smith (K)	Weeks
Harris	Merrill		

—78

And the bill:

S. 304. To provide for the operation of cotton wagons over the public roads of the state.

Was taken up.

Mr. Ellis offered the following amendment to the bill:

In Section 1 strike out the period at the end of the first sentence, and insert in lieu thereof the following:

, but it shall not be lawful to tow such wagons on any interstate or limited access highway in the State.

And the amendment was adopted.

Yeas 64; Nays 7.

Yeas:

Mr. Speaker	Dill	Jones (F)	Reynolds
Adwell	Doss	King	Roberts
Agee	Downing	Lutz	Robertson
Barkett	Drake	McCluskey	St. John
Bassett	Easters	McCorquodale	Stewart
Boles	Ellis	Manley	Straiton
Boutwell	Flippo	Mathews	Stubbs
Brassell	Gloor	May	Taylor
Callahan	Goodwin	Mims	Therrell
Carnes	Grainger	Naramore	Timmons
Carter	Gray (F)	Nettles	Turner
Casey	Hale	Owens	Waggoner
Collins	Harris	Parker (T)	Wallace
Cottingham	Hill	Perloff	Warren
Crawford	Jackson	Pruitt	Weeks
Culver	Jones (E)	Reid (R)	Wise

—64

Nays:

Messrs.:	Chesnut	Grey (D)	Smith (P)
Baker	Fite	Smith (K)	Williams

—7

And the bill, S. 304, as amended, was read a third time at length and passed.

Yeas 80; Nays 2.

Mr. Speaker	Crowe	Jackson	Reynolds
Adwell	Culver	Jones (E)	Roberts
Agee	Dill	Jones (F)	Robertson
Baker	Doss	King	St. John
Barkett	Downing	Lutz	Slate
Bassett	Drake	McCluskey	Smith (K)
Benton	Easters	McCorquodale	Smith (P)
Boles	Edwards	Manley	Stewart
Boutwell	Ellis	Mathews	Straiton
Brassell	Flippo	May	Stubbs
Callahan	Gloor	Meeks	Taylor
Carnes	Goodwin	Mims	Therrell
Carter	Grainger	Naramore	Timmons
Casey	Gray (F)	Nettles	Turner
Cherner	Gray (D)	O'Daniel	Waggoner
Chesnut	Hale	Owens	Wallace
Collins	Harris	Parker (T)	Warren
Connell	Hearn	Perloff	Weeks
Cottingham	Hill	Pruitt	Wise
Crawford	Hobbie	Reid (R)	Wood

—80

Nays: Messrs.: Fite and Williams.

—2

RESOLUTION

The following resolution was introduced:

By Mr. Smith (P):

H. R. 229. DESIGNATING REP. FRED GRAY AS AN HONORARY CHAPLAIN OF THE HOUSE OF REPRESENTATIVES.

WHEREAS, our fellow representative, the Honorable Fred Gray, is an ordained minister, a fine christian gentleman and much beloved by his fellow members; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF ALABAMA, That Rep. Fred Gray of Macon County is hereby designated as an Honorary Chaplain of the House of Representatives of the State of Alabama.

BE IT FURTHER RESOLVED, That the Clerk of the House is hereby directed to present a copy of this resolution to Rep. Fred Gray.

On motion of Mr. Smith (P), the rules were suspended and the resolution was adopted.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Brassell	Crawford	Fite
Adwell	Callahan	Cross	Flippo
Agee	Carnes	Culver	Goodwin
Baker	Carter	Dill	Grainger
Barkett	Cherner	Doss	Gray (F)
Bassett	Chesnut	Downing	Gray (D)
Benton	Collins	Easters	Hale
Boles	Connell	Edwards	Hardin
Boutwell	Cottingham	Ellis	Harris

Hearn	McDonald	Reid (R)	Taylor
Hill	Manley	Roberts	Therrell
Hobbie	Mathews	Robertson	Turner
Jackson	May	St. John	Waggoner
Jones (E)	Meeks	Smith (K)	Waldrop
Jones (F)	Merrill	Smith (P)	Wallace
King	Naramore	Snell	Warren
Kinsey	Nettles	Stewart	Weeks
Lang	O'Daniel	Stokes	Williams
Lutz	Owens	Straiton	Wise
McCluskey	Parker (T)	Stubbs	Wood
McCorquodale	Perloff		

—82

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted for the Journal to show all House members voting "Yea" on the resolution, H. R. 229, to have their names added as co-sponsors.

And the bill:

S. 1173. (With Amendments): To be known as the "Alabama Occupational Safety and Health Act" the general purpose of which is to prevent accidents and occupational diseases; to create the Occupational Safety and Health Commission; to vest enforcement and administration of this Act in said Commission; to authorize the Commission to employ an executive Director and other personnel; to authorize said Executive Director to make certain contracts deemed necessary by him and approved by the Commission; to set out the powers and duties of the Commission and its Executive Director; to authorize the Executive Director to take action to eliminate any clear and immediate threat to safety and health; to provide for appeals from orders of the Executive Director; to set penalties for violations; to authorize inspections and investigations by the Executive Director; to authorize the making of rules and regulations and the granting of variances therefrom by the Commission; to authorize the appointment of a State Safety Engineer; to allow employers to require physical examinations of employees; to provide for transfer of functions and funds from other State departments; to authorize compliance with the Federal Occupational Safety and Health Act of 1970; to exempt mines and mining from the operation of this Act; and to provide for the appropriation of funds to the Commission.

Was taken up.

The question, then, was on the adoption of the amendment #1 reported by the Standing Committee on Commerce and Transportation, said Committee amendment being as follows:

Amend Senate Bill 1173 by deleting section four in its entirety and inserting in lieu thereof the following:

Section 4. There is hereby created the Occupational Safety and Health Commission which shall consist of five members to be appointed by the Governor with the advise and consent of the Senate. One member shall represent the public at large, one member shall be a representative of labor, one member shall be a representative of management, one member shall be an industrial engineer and one member shall be an industrial hygienist with an accredited degree in public health. The public member shall be appointed for a term of six years, the industrial engineer and hygienist shall be appointed for a term of four years and the labor and management members shall be ap-

pointed for a term of two years, all the terms beginning thirty days after enactment of this Act. The successors of the original appointee shall be appointed for terms of six years each. Each member shall be required to take the constitutional oath of office before entering upon his duties. The Commission shall designate one of its members as chairman. Three members of the Commission shall constitute a quorum for transaction of business. Any vacancy in the Commission shall be filled by the Governor for the unexpired term. No salary or compensation shall be allowed any member of the Commission for services thereon; however, this shall not be construed to affect in any way the regular compensation of members who are also government employees, their services on the Commission being considered a part of their regular and official duties. Actual and necessary travel subsistence, and other expenses incurred by the members in the discharge of their official duties as members of the Commission and by direction or request of the Commission, shall be paid as provided by law from any funds which are or may become available to the Commission for the purposes of this Act. The Commission shall administer and enforce the provisions of this Act through its Executive Director and other personnel. The Executive Director shall be the chief administrative officer of this Act who shall act under the direction of the Commission.

And the amendment was adopted.

Yeas 74; Nays 2.

Yeas:

Mr. Speaker	Culver	King	Robertson
Adwell	Doss	Kinsey	St. John
Agee	Downing	Lang	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McCluskey	Smith (P)
Benton	Erdreich	McCorquodale	Snell
Boutwell	Falkenburg	McDonald	Stewart
Callahan	Flippo	Manley	Stokes
Carnes	Gloor	Mathews	Therrell
Carter	Goodwin	Meeks	Timmons
Casey	Grainger	Naramore	Turner
Cauthen	Gray (F)	Nettles	Waggoner
Collins	Grey (D)	O'Daniel	Waldrop
Connell	Hale	Owens	Wallace
Coshatt	Harris	Parker (T)	Warren
Cottingham	Hearn	Perloff	Weeks
Crawford	Hobbie	Pruitt	Williams
Cross	Jackson	Roberts	Wood
Crowe	Jones (E)		

—74

Nays: Messrs.: Jones (F) and Parker (H).

—2

The question, then, was on the adoption of the amendment #2 reported by the Standing Committee on Commerce and Transportation, said Committee amendment being as follows:

Amend Senate Bill 1173 by adding the following new section after Section 18 and by renumbering the succeeding sections numerically.

"Section 19. Nothing in this Act shall be construed to repeal or affect Act No. 582 enacted in the 1963 Regular Session; nor shall any authority, responsibility, personnel, funds, physical facilities and supporting services of the State Radiation Control Agency created by said Act No. 582 or any county radiation control agency created or permitted by said Act No. 582 be trans-

ferred by this Act. However, nothing in this Section shall prevent the Commission from requiring said State Radiation Control Agency to provide reports and pertinent information necessary for the Commission to comply with the provisions of the Federal Occupational Safety and Health Act of 1970."

And the amendment was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Culver	Hobbie	Pruitt
Adams	Dill	Jackson	Roberts
Adwell	Doss	Jones (E)	Robertson
Agee	Downing	King	St. John
Bank	Drake	Kinsey	Slate
Barkett	Easters	Lang	Smith (K)
Benton	Edwards	Lutz	Smith (P)
Boutwell	Ellis	McCluskey	Snell
Callahan	Falkenburg	McCorquodale	Stokes
Carnes	Fite	McDonald	Taylor
Carter	Flippo	Manley	Therrell
Casey	Goodwin	Mathews	Timmons
Cauthen	Grainger	Meeks	Turner
Collins	Gray (F)	Mims	Waggoner
Connell	Grey (D)	Naramore	Waldrop
Coshatt	Hale	Nettles	Wallace
Cottingham	Hardin	O'Daniel	Warren
Crawford	Harris	Owens	Weeks
Cross	Hearn	Parker (T)	Williams
Crowe	Hill	Perloff	Wood

—80

S. 1173 INDEFINITELY POSTPONED

On motion of Mr. Stubbs, the bill, S. 1173, as amended, was indefinitely postponed.

Yeas 52; Nays 38.

Yeas:

Messrs.:	Doss	Hardin	Reynolds
Agee	Downing	Hearn	Robertson
Bank	Drake	Hill	Stewart
Barkett	Easters	Hobbie	Stokes
Bassett	Edwards	Jones (F)	Straiton
Benton	Ellis	Lutz	Stubbs
Boles	Erdreich	Merrill	Taylor
Brassell	Falkenburg	Naramore	Therrell
Carnes	Fite	Nettles	Timmons
Cherner	Flippo	Owens	Waldrop
Coshatt	Goodwin	Parker (H)	Wallace
Cottingham	Gray (F)	Perloff	Wise
Crowe	Grey (D)	Reid (R)	Wood
Culver			

—52

Nays:

Messrs.:	Boutwell	Cauthen	Crawford
Adams	Bowers	Chesnut	Cross
Adwell	Carter	Collins	Dill
Baker	Casey	Connell	Gloor

Hale	McCorquodale	Parker (T)	Snell
Headley	McDonald	Pruitt	Turner
Jackson	Manley	Roberts	Turnham
King	May	Slate	Waggoner
Kinsey	Meeks	Smith (K)	Warren
McCluskey	Mims	Smith (P)	

—38

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bill:

S. 304. To provide for the operation of cotton wagons over the public roads of the state.

McDOWELL LEE,
Secretary.

MOTION TO SUSPEND RULES LOST

The motion of Mr. Waldrop to suspend the rules in order to take up out of order the bill, S. 726, was lost.

Yeas 30; Nays 51.

Yeas:

Messrs.:	Doss	Nettles	Snell
Boles	Edwards	Parker (H)	Stewart
Boutwell	Ellis	Reid (R)	Taylor
Carnes	Erdreich	Reynolds	Therrell
Cherner	Goodwin	Roberts	Waldrop
Coshatt	Gray (F)	Robertson	Wise
Cottingham	Hale	Slate	Wood
Crowe	Naramore	Smith (K)	

—30

Nays:

Mr. Speaker	Crawford	Jackson	Perloff
Adams	Culver	Jones (E)	Pruitt
Adwell	Dill	Jones (F)	St. John
Agee	Downing	King	Smith (P)
Bank	Drake	Lang	Stokes
Barkett	Easters	Lutz	Straiton
Bassett	Fite	McCorquodale	Stubbs
Bowers	Gloor	McDonald	Turner
Brassell	Grainger	Manley	Waggoner
Callahan	Hardin	Meeks	Wallace
Carter	Harris	Merrill	Weeks
Casey	Hearn	Owens	Williams
Connell	Hobbie	Parker (T)	

—51

SPECIAL ORDER RESUMED

And the bill:

S. 343. To provide for the issuance of special license tags to members of the Alabama Jaycees.

Was taken up.

Mr. Crawford offered the following amendment #1 to the bill:

Amend Senate Bill 343 in Section 1 by deleting the words and figures "Five dollars (\$5.00)" after the word "Law" in line 8, and on the same line after the word "law" also remove the words and figures "plus \$1.00".

And the amendment was adopted.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	Cross	Harris	Reynolds
Adams	Crowe	Hearn	Roberts
Adwell	Culver	Hill	Robertson
Agee	Dill	Hobbie	St. John
Baker	Doss	Jackson	Smith (K)
Bank	Downing	King	Smith (P)
Barkett	Drake	Lutz	Stokes
Bassett	Easters	McCluskey	Straiton
Benton	Edwards	McDonald	Stubbs
Boles	Ellis	Manley	Taylor
Boutwell	Erdreich	May	Therrell
Brassell	Falkenburg	Meeks	Timmons
Callahan	Fite	Merrill	Turner
Carnes	Flippo	Mims	Waggoner
Casey	Gloor	Naramore	Waldrop
Chesnut	Goodwin	Owens	Wallace
Collins	Grainger	Parker (H)	Warren
Connell	Gray (F)	Perloff	Weeks
Coshatt	Grey (D)	Pruitt	Wise
Cottingham	Hale	Reid (R)	Wood
Crawford	Hardin		

—82

Nay: Mr. Parker (T).

—1

Mr. Crawford offered the following amendment #2 to the bill, S. 343, as amended:

Amend S. B. 343, Section I, by inserting after the words "as provided by law" the phrase "plus \$5.00".

And the amendment was adopted.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Carnes	Downing	Hardin
Adams	Carter	Drake	Harris
Adwell	Casey	Easters	Hearn
Agee	Cherner	Edwards	Hill
Baker	Chesnut	Ellis	Hobbie
Barkett	Collins	Erdreich	Jackson
Bassett	Connell	Falkenburg	Jones (E)
Benton	Coshatt	Fite	King
Boles	Cottingham	Gloor	Lutz
Boutwell	Crawford	Goodwin	McCluskey
Bowers	Cross	Grainger	McCorquodale
Brassell	Crowe	Gray (F)	McDonald
Callahan	Doss	Grey (D)	Manley

May	Perloff	Stewart	Waggoner
Meeks	Pruitt	Stokes	Waldrop
Merrill	Reid (R)	Straiton	Wallace
Mims	Reynolds	Stubbs	Warren
Naramore	Roberts	Taylor	Weeks
Owens	Smith (K)	Therrell	Wise
Parker (H)	Smith (P)	Turner	Wood

—80

Mr. Ellis offered the following substitute to the bill, S. 343, as amended:

A BILL
TO BE ENTITLED
AN ACT

To provide for the issuance of special license tags to members of the Alabama Jaycees, Lions Club and Legislature of Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. Owners of motor vehicles who are residents of the State of Alabama, and who are valid, active members of the Alabama Jaycees, Lions Club or Legislature of Alabama, upon application, accompanied by proof of membership in the Alabama Jaycees, Lions Club or Legislature of Alabama, as evidenced by membership in any local Alabama Jaycee club, Lions club or Legislature of Alabama, complying with the State Motor Vehicle Laws relating to registration and licensing of motor vehicles, and upon payment of the regular license fee for tags, as provided by law, shall be issued license plates or tags, as provided by law, for one (1) private or pleasure motor vehicle, upon which, in lieu of the county-designator numeral or numerals, as prescribed by law, shall be inscribed the letters "JC".

Section 2. The distinctive license plates here provided for shall be prepared by the Commissioner of Revenue and shall be issued to the maximum amount of 9,000 for the State of Alabama as a whole through the Judge of Probate or License Commissioner of the several counties of the State in like manner as are other motor vehicles license plates or tags and such officers shall be entitled to their regulator fees for such service.

Section 3. If any provision of this Act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and for this purpose the provisions of this Act are severable.

Section 4. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law, and (except as to proceedings then pending) applies to all agencies and agency proceedings not expressly exempted.

SUBSTITUTE TABLED

On motion of Mr. Crawford, the substitute offered by Mr. Ellis was tabled.

Yeas 43; Nays 35.

Yeas:

Mr. Speaker	Fite	Meeks	Smith (P)
Bank	Flippo	Merrill	Stewart
Barkett	Hale	Mims	Stokes
Boutwell	Hardin	Nettles	Straiton
Callahan	Hearn	Owens	Stubbs
Carter	Jones (F)	Parker (T)	Therrell
Connell	King	Perloff	Turner
Crawford	Lang	Pruitt	Waldrop
Culver	McCluskey	Reynolds	Warren
Downing	McDonald	Slate	Wise
Easters	May	Smith (K)	

—43

Nays:

Messrs.:	Coshatt	Grainger	Manley
Adwell	Cottingham	Gray (F)	Naramore
Agee	Cross	Grey (D)	Parker (H)
Baker	Crowe	Harris	Reid (R)
Benton	Doss	Headley	Roberts
Bowers	Ellis	Hobbie	St. John
Carnes	Erdreich	Kinsey	Timmons
Cherner	Gloor	Lutz	Waggoner
Chesnut	Goodwin	McCorquodale	Wallace

—35

And the bill, S. 343, as thus amended, was read a third time at length and passed.

Yeas 76; Nays 4.

Yeas:

Mr. Speaker	Cottingham	Hill	Pruitt
Adams	Crawford	Hobbie	Reynolds
Adwell	Cross	Jackson	Roberts
Agee	Crowe	Jones (E)	Robertson
Bank	Culver	Jones (F)	Smith (K)
Barkett	Downing	King	Smith (P)
Bassett	Drake	Kinsey	Stewart
Boles	Easters	Lang	Stokes
Boutwell	Edwards	Lutz	Straiton
Bowers	Ellis	McCluskey	Stubbs
Brassell	Fite	McCorquodale	Taylor
Callahan	Flippo	McDonald	Therrell
Carnes	Goodwin	May	Turner
Carter	Grainger	Merrill	Waldrop
Casey	Hale	Mims	Wallace
Chesnut	Hardin	Naramore	Warren
Collins	Harris	Nettles	Weeks
Connell	Headley	Owens	Williams
Coshatt	Hearn	Perloff	Wise

—76

Nays:

Messrs.:	Parker (T)	Slate	Timmons
Benton			

—4

And the bill:

S. 122. To provide maximum finance charges for loans and credit sales; to regulate extensions of credit, including consumer loans, consumer credit sales and consumer leases; to provide penalties for violation of this Act; and to authorize the Superintendent of Banks to administer this Act.

Was taken up.

Mr. Fite offered the following amendment to the bill:

Amend Section 16 of S. B. 122 to read as follows:

"Section 16

(a) With respect to any credit transaction, the creditor shall not require any insurance other than credit life insurance. Credit life insurance may be offered and if accepted may be provided by the creditor. The charge to the debtor for any insurance shall not exceed the premium charged by the insurer. Insurance with respect to any credit transaction shall not exceed the approximate amount and term of the credit.

(b) If a creditor requires any credit life insurance permitted herein in any credit transaction, the debtor shall have and be given written notice of the option of providing such insurance through an existing policy or a policy independently obtained and paid for by the debtor, and if the debtor does not exercise the option provided herein, the premium or premiums charged for such required insurance shall be reasonable in relation to the amount and term of the credit.

The creditor may for reasonable cause before credit is extended decline the insurance provided by the debtor.

(c) When insurance as permitted herein is required by the creditor, and is not furnished by the debtor as herein provided, then upon payment of the debt before the final maturity date the debtor shall be entitled to receive that portion of the premium refunded by the insurance carrier. Upon renewal or refinancing of the debt before the final maturity date, the creditor shall refund or credit the debtor with the entire unearned premium on such insurance."

AMENDMENT TABLED

On motion of Mr. Casey, the amendment offered by Mr. Fite was tabled.

Yeas 69; Nays 14.

Yeas:

Messrs.:	Cherner	Flippo	King
Adams	Chesnut	Gloor	Kinsey
Baker	Collins	Grainger	Lang
Bank	Connell	Gray (F)	Lutz
Barkett	Cottingham	Grey (D)	McCluskey
Bassett	Crawford	Hale	McCorquodale
Boutwell	Doss	Harris	McDonald
Bowers	Drake	Headley	Mathews
Brassell	Easters	Hill	Meeks
Callahan	Edwards	Hobbie	Merrill
Casey	Ellis	Jackson	Mims
Cauthen	Falkenburg	Jones (F)	Nettles

O'Daniel	St. John	Straiton	Turnham
Owens	Smith (K)	Taylor	Waggoner
Perloff	Smith (P)	Therrell	Warren
Pruitt	Snell	Timmons	Weeks
Reid (R)	Stewart	Turner	Wise
Roberts	Stokes		

—69

Nays:

Messrs.:	Dill	Naramore	Waldrop
Boles	Downing	Parker (H)	Wallace
Carnes	Fite	Robertson	Wood
Coshatt	Jones (E)	Slate	

—14

Mr. Cherner offered the following substitute to the bill, S. 122:

**A BILL
TO BE ENTITLED
AN ACT**

To provide maximum finance charges for loans and credit sales; to regulate extensions of credit, including consumer loans, consumer credit sales and consumer leases; to provide penalties for violation of this Act; and to authorize the Superintendent of Banks to administer this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions

As used in this Act:

(a) "Finance Charge" shall include all charges payable directly or indirectly by the debtor and imposed directly or indirectly by the creditor as an incident to the extension of credit, including interest, time price differential, points or discount paid directly by the debtor, service, carrying or other charge however denominated, loan fee, credit or investigation fee, but not including permissible default or deferral charges, permissible attorney's fees, court costs, and official fees and taxes, points or discount paid by someone other than the debtor, or premiums for permissible insurance as provided by this Act. For the purpose of determining the permissible finance charge, any discount or point paid by debtor in connection with a mortgage loan on real estate, even though paid at one time, shall be spread over the stated term of the loan or forbearance or credit sale.

(b) The term "Consumer", used as an adjective with reference to a credit transaction, characterizes the transaction as one in which the party to whom credit is extended by loan, sale of property or services, lease, or otherwise is a natural person, and the money, property or services which are the subject of the transaction are primarily for personal, family, household or agricultural purposes.

(c) "Creditor" refers only to creditors who regularly extend, or arrange for the extension of, credit for which the payment of a finance charge is required, whether in connection with loans, sales of property or services, or otherwise. The provisions of this Act apply to any such creditor, irrespective of his or its status as a natural person or any type of organization.

(d) "Credit sale" refers to any sale with respect to which credit is extended or arranged by the seller. The term includes any contract in the form of a bailment or lease if the bailee or lessee contracts to pay as compensation

for use a sum substantially equivalent to or in excess of the aggregate value of the property or services involved and it is agreed that the bailee or lessee will become, or for no other or a nominal consideration has the option to become, the owner of the property upon full compliance with his obligations under the contract.

(e) "Open end credit plan" refers to a plan prescribing the terms of credit transactions which may be made thereunder from time to time and under the terms of which a finance charge may be charged from time to time on an outstanding unpaid balance.

(f) "Administrator" shall mean the Superintendent of Banks of the State Banking Department.

(g) "Supervisor of the Bureau of Loans" is designated Deputy Administrator for the purpose of enforcing this Act as to licensees.

(h) "Home solicitation sale" means a consumer credit sale of goods or services, other than farm equipment or motor vehicles, in which the seller or a person acting for him engages in a personal solicitation of the sale at a place other than the seller's place of business and the buyer's agreement or offer to purchase is there given to the seller or a person acting for him. It does not include a sale made pursuant to a preexisting open end credit plan, or a closed end plan providing for a series of sales, or a sale made pursuant to prior negotiations between the parties at the seller's place of business where goods or services are offered or exhibited for sale.

Section 2. The maximum finance charge for any loan or forbearance and for any credit sale (except under open end credit plans) may equal but may not exceed the greater of the following:

(a) The Total of:

(i) \$15 per \$100 per year for the first \$500 of the original principal amount of the loan or amount financed,

(ii) \$10 per \$100 per year for that portion of the original principal amount of the loan or original amount financed exceeding \$500 and not exceeding \$1,000, and

(iii) \$8 per \$100 per year for that portion of the original principal amount of the loan or original amount financed exceeding \$1,000; and not exceeding \$2,000;

or,

(b) If the original principal amount of the loan or original amount financed exceeds \$2,000, \$8 per \$100 per year of the original principal amount of the loan or amount financed.

The maximum finance charge under paragraphs (a) and (b) shall be determined by computing the maximum rates authorized by paragraphs (a) and (b) on the original principal amount of the loan or original amount financed for the full term of the contract without regard to scheduled payments and the maximum finance charge so determined (or any lesser amount) may be added to the original principal amount of the loan or original amount financed.

If the debt is created under an open end credit plan, the maximum finance charge in connection therewith shall be one and one-half (1½ %) percent per month of the unpaid balance from time to time thereunder.

A creditor, in connection with any credit sale, other than a sale made under an open end credit plan, may contract for and receive a minimum finance charge not in excess of the following amounts: \$4.00 on any credit sale in which the amount financed is \$25.00 or less and \$6.00 on any credit sale in which the amount financed is more than \$25.00. On an open end credit plan, if there is an unpaid balance on the date as of which the finance charge is applied, a creditor may contract for and receive a minimum finance charge in an amount computed at a rate not exceeding \$.50 per month.

Section 3.

(a) When a scheduled payment is in default ten (10) days or more, the creditor may charge and collect a late charge not exceeding five percent (5%) of the amount of such scheduled payment in default or of fifty cents (\$.50) on each such scheduled payment in default, whichever is greater. Such late charge may be collected only once on any scheduled payment regardless of the period during which it remains in default.

(b) With respect to the deferral of one or more wholly unpaid scheduled payments of a loan, or credit sale or lease, the creditor may, by agreement with the debtor either before or after default, collect an additional charge for each full month that any wholly unpaid scheduled payments are outstanding after the due date of each such scheduled payment equal to that proportion of the finance charge which the amount of the deferred monthly scheduled payment bears to the sum of all monthly balances originally scheduled.

(c) When any debt is paid in full before the final scheduled payment date the debtor may do so without penalty and the creditor shall refund or credit the debtor with that portion of the finance charge which shall be due the debtor as determined under the rule of 78ths or sum of the digits principle as follows: the amount of the refund or credit shall be as great a proportion of the finance charge originally contracted for as the sum of the periodic time balances of the debt scheduled to follow the date of prepayment bears to the sum of all the periodic time balances of the debt, both sums to be determined according to the scheduled payment originally contracted for. No refund of less than \$1 need be made. If such prepayment is made by the debtor other than on a scheduled payment date, the nearest scheduled payment date shall be used in such computation.

(d) When any debt is renewed or refinanced by any creditor or creditor's affiliate, within a period of 90 days from the date such debt is made or incurred, the debtor shall be entitled to a prorata refund or credit of that unearned portion of the original finance charge computed as of the date of such refinancing or renewal. When such renewal or refinancing occurs after 90 days, then such refund or credit shall be calculated as provided in Section 3 (c) above. When any debt is renewed or refinanced by the creditor or an affiliate of the creditor, any minimum finance charge for a credit sale shall be reduced to the finance charge which is otherwise permitted by Section 2 (a).

This Section shall not apply to open end credit plans.

Section 4.

(a) In a consumer credit sale or consumer lease, the seller or lessor may not take a negotiable instrument other than a check as evidence of the obligation of the buyer or lessee. A holder is not a holder in due course if he takes a negotiable instrument with notice that it is issued in violation of this section. A holder in due course is not subject to the liabilities prescribed in this Act.

(b) Any creditor, when extending credit with respect to a consumer credit sale, loan or lease other than open end credit, shall at that time furnish to the debtor duplicate copies of all instruments executed by the debtor in connection with the transaction. The credit sale contract, loan note or lease shall contain the following statement in eight point type immediately above the space for the borrower's signature.

"CAUTION—IT IS IMPORTANT THAT YOU THOROUGHLY READ THIS CONTRACT BEFORE YOU SIGN IT."

(c) With respect to a consumer credit sale or loan or one pursuant to an open end credit plan, if any scheduled payment is more than one and one-half times as large as the average of earlier scheduled payments, the buyer has the right to refinance the amount of that payment at the time it is due without penalty. The terms of the refinancing shall be no less favorable than the terms of the original transaction. These provisions do not apply if the debtor's payment schedule has been adjusted to conform with the seasonal or irregular income of the debtor.

Section 5.

(a) With respect to a consumer credit sale or consumer lease, an assignee of the rights of the seller or lessor is subject to all claims and defenses of the buyer or lessee against the seller or lessor arising out of the sale or lease notwithstanding an agreement to the contrary, but the assignee's liability under this section may not exceed the amount owing to the assignee at the time the claim or defense is asserted against the assignee. Rights of the buyer or lessee under this section can only be asserted as a matter of defense to or set off against a claim by the assignee.

(b) When the buyer is indebted to a particular seller for two or more consumer credit sales of goods and the goods which were the subject of two or more sales secure the consumer's total debt to the seller, the security shall be discharged by applying the buyer's payments as they are received by the seller or the seller's assignee to the portions of the debt in the order in which they were incurred. To the extent that debts are paid according to the preceding sentence, security interests in items of property terminate as the debt originally incurred with respect to each item is paid. Payments received by the seller upon a revolving charge account are deemed, for the purpose of determining the amount of the debt secured by the various security interests, to have been applied first to the payment of credit service charges in the order of their entry to the account and then to the payment of debts in the order in which the entries to the account showing the debts were made. If the debts consolidated arose from two or more consumer sales made on the same day, payments received by the seller are deemed, for the purpose of determining the amount of the debt secured by the various security interests, to have been applied first to the payment of the smallest debt. This sub-section shall not apply to two or more consumer credit sales made by the same seller to the same buyer when the debts have been assigned to different and unrelated person for value and the assignment was bona fide and not for the purpose of violating this Section.

Section 6. No creditor under this act shall bring suit on any debt for collection, and no judgment by default or otherwise shall be rendered until the creditor shall file an affidavit stating that (a) there has not been a violation of provisions of this Act, and (b) that the debtor (if a resident of this state) on information and belief of creditor is a resident of the county in which the suit is filed. If such violation exists or if the debtor is not a resident of the county in which suit is filed, the suit shall be abated.

Section 7. A buyer has the right to cancel a home solicitation sale until midnight of the third business day following his execution of an agreement or offer to purchase, which notice is effective when delivered or when deposited in the mail properly addressed to the seller, postage prepaid. The seller must deliver to the buyer and obtain his written signature to a written agreement or offer to purchase designating as the date of the transaction the date on which the buyer actually signs and containing the following under the conspicuous caption:

"BUYERS RIGHT TO CANCEL"

"If this agreement was solicited at your residence and you do not want the goods or services, you may cancel this agreement by delivering or mailing a notice to the seller. The notice must say that you do not want the goods or services and must be delivered or mailed before midnight of the third business day after you sign this agreement. The notice must be delivered or mailed to: _____ Until the seller has

(insert name and mailing address of seller)

complied with this section the buyer may cancel the home solicitation sale by notifying the seller in any manner and by any means of his intention to cancel.

The buyer has a duty to take reasonable care of the goods in his possession before cancellation and for a reasonable time thereafter, during which time the goods are otherwise at seller's risk.

Within ten (10) days after a home solicitation sale has been cancelled or an offer to purchase revoked the seller must tender to the buyer any payments made or goods traded in by the buyer (or the amount equal to the trade-in allowance stated in the agreement) and any note or other evidence of debt. Within a reasonable time thereafter the buyer, upon demand, must tender at his residence to the seller any goods delivered by the seller. If the seller fails to demand such possession within forty (40) days after receipt of such notice, the goods become the property of the buyer without obligation to pay for them.

The provisions of this section shall not apply if the buyer furnishes the seller with a separate dated and signed personal statement describing an emergency requiring immediate remedy and modifying or waiving his right to cancel. The use of printed forms for this purpose is prohibited.

Section 8. If any seller or assignee of the seller repossesses or voluntarily accepts surrender of goods sold in which he has a security interest and the original cash price of the goods repossessed or surrendered was \$500.00 or less, the buyer is not personally liable to the seller for the unpaid balance of the debt arising from such sale and the seller is not obligated to sell the collateral.

Section 9. With respect to a consumer credit sale or consumer lease the seller or lessor may not give or offer to give a rebate or discount or otherwise pay or offer to pay value to the buyer or lessee as an inducement for a sale or lease in consideration or his giving to the seller or lessor the names of prospective purchasers or lessees, or otherwise aiding the seller or lessor in making a sale or lease to another person, if the earning of the rebate, discount or other value is contingent upon the occurrence of an event subsequent to the time the buyer or lessee agrees to buy or lease. If a buyer or lessee is induced by a violation of this section to enter into a consumer credit

sale or consumer lease, the agreement is unenforceable by the seller or lessor and the buyer or lessee, at his option, may rescind the agreement or retain the goods delivered and the benefit of any services performed, without any obligation to pay for them.

Section 10. With respect to a consumer credit sale, consumer lease, or consumer loan, if the court as a matter of law finds the agreement or any provision of the agreement to have been unconscionable before, after or at the time it was made the court may refuse to enforce the agreement, or it may enforce the remainder of the agreement without the unconscionable provision, or it may so limit the application of any unconscionable provision as to avoid any unconscionable result.

Section 11. No creditor shall induce or permit any person or any husband and wife, jointly or severally, to become obligated directly or contingently, or both, on more than one consumer loan contract or more than one consumer credit sale contract at the same time for the purpose of obtaining a higher finance charge than would otherwise be permitted by Section 2. It shall be unlawful for any seller to evade or attempt to evade this section by inducing a buyer to become obligated to another creditor in which he has a pecuniary interest or with whom he has an arrangement for exchange of customers.

Section 12. With respect to consumer credit transactions, where the debt is payable in installments, not made pursuant to an open end credit plan and in which the principal is \$1,000 or less, the debt shall be scheduled to be payable in substantially equal installments at equal periodic intervals except to the extent that the schedule of payments is adjusted to the seasonal or irregular income of the debtor, and

(a) over a period of not more than 36 months and 15 days if the principal or amount financed is more than \$300, or

(b) over a period of not more than 24 months and 15 days if the principal or amount financed is \$300 or less.

Section 13. Any creditor charging a finance charge in excess of the amount authorized herein except as the result of an accidental and bona fide error in computation, shall forfeit his right to any finance charge and shall refund to the debtor the total amount of the finance charge, which may be done by reducing the amount of the debtor's principal obligation. If the debtor is entitled to a refund and the creditor refuses to refund within a reasonable time after written demand, the debtor may recover a penalty of either twice the finance charge or ten times the amount of the excess charge, whichever is greater, but in any event not less than \$100, together with a reasonable attorney's fee. If the creditor has made an excess finance charge in deliberate violation of or in reckless disregard for this Act, the creditor shall have no right to receive or retain the principal or any finance charge whatsoever and the transaction shall be void. No action under this section may be brought more than one year after due date of the last scheduled payment of the agreement pursuant to which the charge was made or in the case of open end credit plans, one year after the excess charge is made.

Section 14. (a) With respect to any credit transaction, the creditor shall not require any insurance. Creditor only may sell insurance against loss of or damage to any property in which the creditor is given a security interest or insurance insuring the lien of the creditor on the property which is collateral for said transaction. Credit life and disability insurance may be offered and if accepted may be provided by the creditor. The charge to the debtor for

any insurance shall not exceed the premium charged by the insurer. Insurance with respect to any credit transaction shall not exceed the approximate amount and term of the credit.

(b) If a creditor requires any insurance permitted herein in any credit transaction, the debtor shall have and be given written notice of the option of providing such insurance through an existing policy or a policy independently obtained and paid for by the debtor, and if the debtor does not exercise the option provided herein, the premium or premiums charged for such required insurance shall be reasonable in relation to the amount and term of the credit.

The creditor may for reasonable cause before credit is extended decline the insurance provided by the debtor.

(c) When insurance as permitted herein is required by the creditor, and is not furnished by the debtor as herein provided, then upon payment of the debt before the final maturity date the debtor shall be entitled to receive that portion of the premium refunded by the insurance carrier. Upon renewal or refinancing of the debt before the final maturity date, the creditor shall refund or credit the debtor with the entire unearned premium on such insurance.

Section 15. The Administrator is authorized and empowered to make such reasonable rules and regulations as may be necessary for the execution and enforcement of the provisions of this Act.

Section 16.

(a) No creditor shall as a regular business practice engage in the business of making consumer loans, or taking assignments of consumer credit contracts without first having obtained a license for each location from the Administrator, provided however banks chartered by this State or the United States, trust companies, savings or building and loan associations, credit unions, life insurance companies and federally constituted agencies shall be exempt from such licensing.

(b) The license application shall be in writing, under oath, and in the form prescribed by the Administrator, and the application shall be accompanied by an investigation fee of \$100.

(c) Upon receipt of the application and investigation fee, the Administrator shall investigate the applicant and determine whether the license should be issued or denied.

(d) No license shall be issued unless the Administrator determines that the financial responsibility, character and fitness of the applicant, and of the members thereof (if the applicant is a partnership or association), officers, and directors thereof if the applicant is a corporation, are such as to warrant belief that the business will be operated honestly and fairly within the purpose of this Act, and finds that the applicant has assets available for the operation of business under the Act of at least \$25,000.00.

(e) Upon written request, the applicant is entitled to a hearing on the question of his qualifications for a license if (a) the Administrator has notified the applicant in writing that his application has been denied, or (b) the Administrator has not issued a license within 60 days after the application for the license was filed. A request for a hearing may not be made more than 15 days after the Administrator has mailed by certified mail a writing to the applicant notifying him that the application has been denied stating in substance the Administrator's findings supporting denial of the application.

(f) Any person licensed under the Alabama Small Loan Act as of the effective date of this Act may continue in business under the Alabama Small Loan Act but shall not make loans in excess of \$300 unless such person is also licensed under this Act. The payment of the license and examination fees required by this Act shall be in lieu of the license and examination fees required by the Alabama Small Loan Act when the licensee is also licensed under the Alabama Small Loan Act.

(g) Any person subject to licensing hereunder who is not licensed under the Alabama Small Loan Act but is in business on the effective date of this Act must apply for a license hereunder within 30 days thereafter but may continue in business until such application is denied.

(h) The license shall be in the form prescribed by the Administrator, posted conspicuously in the place of business of the licensee, and shall not be assignable or transferable or removed to another location without permission of the Administrator.

(i) The annual license fee hereunder shall be \$200.00 for each office, branch, or place of business of the licensee, due on October 1 of each year and delinquent on November 1 of each year. The Administrator shall assess and collect a penalty of 10% for each month or part thereof the licensee is delinquent in the payment of such license fee.

(j) Any person who is engaged in the business of making credit sales, on which finance charges are paid, and who is not licensed under this act shall file notification with the Administrator within 30 days after the effective date of this act, and thereafter, on or before July 31 of each year. Any such person who commences business after the effective date of this act shall file notification with the Administrator within 30 days after commencing business in this state. The notification shall state the name of the person, the name in which his business is transacted, the address of his principal office, and the address of each office or retail store in which credit sales are made. Any person required to file notification shall on or before July 31 of each year pay to the Administrator an annual fee of \$10. Such person shall pay an additional fee of \$10 for each \$100,000, or part thereof, in excess of \$100,000 of the original unpaid balance arising from credit sales made in this state within the preceding calendar year and held by such person for more than 30 days after the credit sale was made. Such person shall not pay a fee on unpaid balances of credit sales which are assigned to a licensee under this act or to a bank, trust company, savings or building and loan association, or credit union authorized to do business in this state.

Section 17. For the purpose of determining the compliance with this Act, the Administrator may at any reasonable time cause an examination to be made at the licensee's place of business of the records and transactions of such licensee and as cost of examination the licensee shall pay the Administrator an examination fee of \$50.00 per day or part thereof and, in addition thereto, \$15.00 per day per examiner. Each licensee shall preserve all relevant records for a period of at least two years after making the last entry on any transaction and the Administrator shall have free access thereto at the licensee's place of business at all reasonable times. If the Administrator has probable cause to believe that a person has engaged in an activity which violates the provisions of this Act, he may compel the production of such books and records of said person as he has probable cause to believe are relevant to the alleged violation.

If the person's records are located outside this State, the person shall, at his option, either make them available to the Administrator at a convenient location within this State, or pay the reasonable and necessary expenses for the Administrator or his representative to examine them at the place where they are maintained. The Administrator may designate representatives, including comparable officials of the State in which the records are located, to inspect them on his behalf.

The Administrator shall not make public the name or identity of a person whose acts or conduct he investigates pursuant to this section or the facts disclosed in the investigation, but this subsection does not apply to disclosures in actions or enforcement proceedings pursuant to this Act.

Section 18. After notice and hearing the Administrator may order a licensee under this Act or a person acting in his behalf to cease and desist from engaging in violations of this Act, at such hearing the licensee shall be entitled to be represented by counsel. A licensee aggrieved by an order of the Administrator under this section may obtain judicial review of the order and the Administrator may obtain an order of the court for enforcement of its order in the circuit court. Such proceedings shall be governed by the provisions of Section 21.

Section 19. Any interested party or intervener may appeal an order of the Administrator to the Circuit Court of Montgomery County sitting in Equity or to the Circuit Court of the county in which such party has its principal place of business in Alabama by filing notice of appeal with the Administrator and with the Register of the Circuit Court within thirty (30) days from the date of said final order. The Administrator's findings shall be prima facie correct but the Circuit Court may hear such appeal according to its own rules and procedure, including the taking of additional testimony and staying said order. In the Circuit Court the trial shall be de novo. The Court may, if it decides that the Administrator has erred to the prejudice of appellant's substantial rights in its application of the law or that the order was based upon findings of fact contrary to the substantial weight of the evidence, remand the proceedings to the Administrator for further action in conformity with the direction of the Court or may enter such order as the Court deems appropriate. Either party may appeal from the Circuit Court to the Supreme Court within thirty (30) days from the date of the order of the Circuit Court.

Section 20.

(a) The Administrator may bring a suit to restrain a creditor or a person acting in his behalf from engaging in any business subject to licensing under Section 18 (a) without first obtaining a license therefor as provided in Section 18 and a licensee or any person acting in his behalf from engaging in violations of this Act or engaging in a course of fraudulent or unconscionable conduct in inducing debtors to enter credit transactions or in the collection of debts.

(b) With respect to a suit brought to enjoin violations of the Act or fraudulent or unconscionable conduct, the Administrator may apply to the court for appropriate temporary relief against a respondent, pending final determination of the proceedings. If the court finds after a hearing held upon notice to the respondent that there is reasonable cause to believe that the respondent is engaging in or is likely to engage in conduct which violates this Act or which is fraudulent or unconscionable, it may grant any temporary relief or restraining order it deems appropriate.

Section 21. The Administrator may issue to a person licensed hereunder an order to show cause why his license should not be revoked or suspended for a period not in excess of six months. The order shall state the place for a hearing and set a time for the hearing that is no less than 10 days from the date of the order at such hearing the licensee shall be entitled to Counsel. After the hearing the Administrator

(a) Shall revoke the license if he finds that:

(i) the licensee has repeatedly and willfully violated this Act or any rule or order lawfully made pursuant to this Act, or

(ii) facts or conditions exist which would clearly have justified the Administrator in refusing to grant a license had such facts or conditions been known to exist at the time the application of the license was made.

(b) may suspend the license if he finds that the licensee has violated this Act or any rule or order lawfully made pursuant to this Act.

Section 22. A creditor who willfully makes charges in excess of those permitted by Section 2 of this Act and/or a creditor who willfully engages in the business of making loans in violation of Section 18 (a) of this Act is guilty of a misdemeanor and upon conviction will be sentenced to pay a fine not exceeding \$500 or to imprisonment not exceeding one year or both.

Any person who willfully fails to file notification and pay annual fees to the Administrator as required by Section 18 (j) is guilty of a misdemeanor and upon conviction will be sentenced to pay a fine not exceeding \$500 or to imprisonment not exceeding one year, or both.

Section 23. None of the provisions of this Act, except provisions of Subsection (a) of Section 1 and Section 2 of this Act, shall apply to any loan, forbearance, or credit sale involving an interest in real property or the sale, lease or mortgage of an interest in real property, where the creditor is a lending institution which is an approved mortgagee under the provisions of the National Housing Act or is exempt from licensing under this Act. Nothing in this Act shall be construed to amend or repeal the provisions of Act No. 374 of the 1959 Regular Session (General Acts Alabama 1959, p. 966), nor of Act No. 3 of the 1969 Regular Session (General Acts Alabama, Regular Session 1969 p. 297), nor of Act No. 4 of the 1969 Regular Session (General Acts Alabama Regular Session 1969, p. 297) nor of Act No. 1038 of the 1969 Regular Session (General Acts Alabama, Regular Session 1969, p. 1919), nor of Act No. 27 of the 1970 Special Session (General Acts Alabama, Volume 3 Special Session, p. 2628). This Act shall not apply to any lawful, bona fide pawn broking business.

Section 24. Consumer Protection Council

A. There is hereby created the CONSUMER PROTECTION COUNCIL, consisting of eleven (11) members. Three (3) members shall be appointed by the Lt. Governor, three (3) by the Speaker of the House of Representatives, and the remaining five (5) by the Governor, at least two (2) of whom shall be representatives of organized labor. The Governor shall designate one (1) member of the Council as Chairman.

B. The term of office of each member of the Council is four (4) years. A member chosen to fill a vacancy arising otherwise than from expiration of term shall be appointed by the original appointing authority for the unexpired term of the member whom he is succeeding. A member of the Council is eligible for re-appointment.

C. Members of the Council shall serve without compensation but are entitled to reimbursement of expenses incurred in performance of their duties.

D. The Council shall consult with the Administrator and with representatives of creditors and debtors for the purpose of assembling data bearing upon the operation of the Act. Members of the Council may make recommendations to him and assist him in obtaining compliance with this Act. The Council may call on the Administrator to obtain information which is not otherwise readily available to the Council.

E. The Council and Administrator shall meet together at a time and place designated by the Chairman at least twice each year. The Council may hold additional meetings when called by the Chairman.

F. The Chairman shall submit the Council's report to the Legislature during the first week of the 1973 session and in the first week of each subsequent regular session. The report shall contain a summary of the data assembled by the Council and such recommendations as they may deem advisable for improving the operation of this Act.

Section 25. This Act shall become effective immediately upon its passage and approval by the Governor or its otherwise becoming a law.

SUBSTITUTE TABLED

On motion of Mr. Casey, the substitute offered by Mr. Cherner was tabled.

Yeas 69; Nays 16.

Yeas:

Messrs.:	Crowe	Jackson	Reid (R)
Adams	Doss	Jones (F)	St. John
Agee	Drake	King	Slate
Baker	Easters	Lang	Smith (P)
Bank	Edwards	Lutz	Snell
Barkett	Falkenburg	McCluskey	Stewart
Bassett	Flippo	McCorquodale	Straiton
Boutwell	Gloor	McDonald	Taylor
Bowers	Goodwin	Manley	Therrell
Brassell	Grainger	Mathews	Timmons
Carnes	Gray (F)	Meeks	Turner
Carter	Grey (D)	Merrill	Turnham
Casey	Hardin	Mims	Waggoner
Collins	Harris	Nettles	Warren
Connell	Headley	Owens	Weeks
Cottingham	Hearn	Perloff	Wise
Crawford	Hill	Pruitt	Wood
Cross	Hobbie		

—69

Nays:

Messrs.:	Downing	Parker (H)	Stokes
Cherner	Fite	Reynolds	Stubbs
Chesnut	Gafford	Robertson	Waldrop
Culver	Naramore	Smith (K)	Wallace
Dill			

—16

Mr. Cherner offered the following amendment to the bill, S. 122:

Amend Section 16(a) by striking the first sentence thereof and substituting in lieu therefor the following:

"With respect to any credit transaction, the creditor shall not require any insurance other than automobile collision insurance on an automobile or motor vehicle. Creditor may only sell to debtor insurance against loss of or damage to any property in which the creditor is given a security interest or insurance insuring the lien of the creditor on the property which is collateral for said transaction."

Further, amend Section 16 by deleting subsection (d).

AMENDMENT TABLED

On motion of Mr. Casey, the amendment was tabled.

Yeas 69; Nays 14.

Yeas:

Messrs.:	Cross	Jones (F)	Reid (R)
Adams	Crowe	King	St. John
Agee	Drake	Kinsey	Slate
Baker	Easters	Lang	Smith (P)
Bank	Edwards	Lutz	Snell
Barkett	Falkenburg	McCluskey	Straiton
Bassett	Flippo	McCorquodale	Stubbs
Benton	Gloor	McDonald	Taylor
Boutwell	Grainger	Manley	Therrell
Brassell	Grey (D)	Mathews	Timmons
Carter	Hale	Meeks	Turner
Casey	Hardin	Merrill	Turnham
Cauthen	Harris	Mims	Waggoner
Chesnut	Headley	Nettles	Warren
Collins	Hearn	Owens	Weeks
Connell	Hill	Perloff	Wise
Cottingham	Hobbie	Pruitt	Wood
Crawford	Jackson		

—69

Nays:

Messrs.:	Dill	Gafford	Stewart
Carnes	Doss	Naramore	Waldrop
Cherner	Downing	Parker (H)	Wallace
Culver	Fite	Smith (K)	

—14

Mr. Stewart offered the following amendment #1 to the bill, S. 122:

Amend Senate Bill 122, Section I, (a) by deleting in its entirety and inserting in lieu thereof the following:

"(a) "Finance Charge" shall include all charges payable directly or indirectly by the debtor and imposed directly or indirectly by the creditor as an incident to the extension of credit, including interest, time price differential, points or discount paid directly by the debtor, points or discount paid by someone other than the debtor, service, carrying or other charge however denominated, loan fee, credit or investigation fee, but not including permissible default or deferral charges, permissible attorney's fees, court costs, and official fees and taxes, or premiums for permissible insurance as provided by this Act. For the purpose of determining the permissible finance charge, any discount or point paid by debtor in connection with a mortgage loan on real estate, even though paid at one time, shall be spread over the stated term of the loan or forbearance or credit sale."

AMENDMENT TABLED

On motion of Mr. Casey, the amendment #1 offered by Mr. Stewart was tabled.

Yeas 57; Nays 26.

Yeas:

Messrs.:	Crawford	Kinsey	Reid (R)
Adams	Cross	Lang	St. John
Agee	Drake	Lutz	Smith (P)
Bank	Easters	McCluskey	Snell
Barkett	Gloor	McCorquodale	Stubbs
Bassett	Grainger	McDonald	Taylor
Boutwell	Grey (D)	Manley	Therrell
Bowers	Hardin	May	Timmons
Brassell	Harris	Meeks	Turner
Carter	Headley	Merrill	Turnham
Casey	Hearn	Nettles	Waggoner
Cauthen	Hill	Owens	Warren
Collins	Jackson	Perloff	Weeks
Connell	Jones (F)	Pruitt	Wise
Cottingham	King		

—57

Nays:

Messrs.:	Dill	Gafford	Smith (K)
Adwell	Doss	Naramore	Stewart
Baker	Downing	Parker (H)	Straiton
Carnes	Edwards	Parker (T)	Waldrop
Cherner	Falkenburg	Roberts	Wallace
Chesnut	Fite	Robertson	Wood
Crowe	Fippo	Slate	

—26

Mr. Stewart offered the following amendment #2 to the bill, S. 122:

Amend Senate Bill 122 in Section 2 (b) by deleting the figures "\$8" and substituting in lieu thereof the figures "\$6.50."

Further amend in Section 2 (a) (iii) by deleting the figures "\$8" and substituting in lieu thereof the figures "\$6.50".

AMENDMENT TABLED

On motion of Mr. Casey, the amendment #2 offered by Mr. Stewart to the bill, S. 122, was tabled.

Yeas 57; Nays 28.

Yeas:

Messrs.:	Cauthen	Gloor	Lang
Adams	Collins	Grainger	Lutz
Agee	Connell	Grey (D)	McCluskey
Barkett	Cottingham	Hardin	McCorquodale
Bassett	Crawford	Harris	McDonald
Boutwell	Cross	Headley	Manley
Brassell	Drake	Hearn	Meeks
Callahan	Easters	Jackson	Merrill
Carter	Ellis	Jones (F)	Nettles
Casey	Falkenburg	King	Owens

Perloff	Snell	Timmons	Warren	
Pruitt	Straiton	Turner	Weeks	
Reid (R)	Stubbs	Turnham	Williams	
St. John	Taylor	Waggoner	Wise	
Smith (P)	Therrell			—57

Nays:

Messrs.:	Dill	Gray (F)	Robertson	
Adwell	Doss	Hale	Slate	
Baker	Downing	Hill	Smith (K)	
Carnes	Edwards	Naramore	Stewart	
Cherner	Fite	Parker (H)	Waldrop	
Chesnut	Flippo	Parker (T)	Wallace	
Coshatt	Gafford	Roberts	Wood	
Crowe				—28

Mr. Stokes offered the following amendment to the bill, S. 122:

Amend Section 11, of S. B. 122 by changing the word "fifty" to "thirty" where same appears in said Section.

AMENDMENT TABLED

On motion of Mr. Casey, the amendment offered by Mr. Stokes was tabled.

Yeas 46; Nays 35.

Yeas:

Messrs.:	Easters	Jones (F)	St. John	
Adams	Edwards	King	Slate	
Bank	Flippo	Lutz	Smith (P)	
Boutwell	Gloor	McCorquodale	Snell	
Bowers	Grainger	McDonald	Stewart	
Brassell	Grey (D)	Meeks	Straiton	
Casey	Harris	Merrill	Stubbs	
Collins	Headley	Nettles	Timmons	
Connell	Hearn	Perloff	Turner	
Cottingham	Hill	Pruitt	Turnham	
Crawford	Hobbie	Reid (R)	Waggoner	
Crowe	Jackson	Roberts		—46

Nays:

Messrs.:	Carter	Fite	Parker (H)	
Adwell	Cherner	Gafford	Reynolds	
Agee	Chesnut	Goodwin	Smith (K)	
Baker	Coshatt	Hardin	Stokes	
Bassett	Cross	McCluskey	Taylor	
Benton	Dill	Manley	Waldrop	
Boles	Doss	May	Wallace	
Callahan	Downing	Naramore	Wise	
Carnes	Falkenburg	Owens	Wood	
				—35

Mr. Carnes offered the following amendment #1 to the bill, S. 122:

Amend Senate Bill 122, Section 9 by striking therefrom the words: "in which he has a security interest".

AMENDMENT TABLED

On motion of Mr. Casey, the amendment offered by Mr. Carnes was tabled.

Yeas 65; Nays 19.

Yeas:

Messrs.:	Crawford	Hobbie	Perloff
Adams	Cross	Jackson	Pruitt
Adwell	Doss	Jones (F)	Reid (R)
Agee	Drake	King	Roberts
Bank	Easters	Kinsey	St. John
Barkett	Ellis	Lang	Smith (P)
Bassett	Falkenburg	Lutz	Snell
Boutwell	Flippo	McCluskey	Taylor
Bowers	Gloor	McCorquodale	Therrell
Brassell	Grainger	McDonald	Timmons
Callahan	Gray (F)	Manley	Turner
Carter	Grey (D)	Mathews	Turnham
Casey	Hardin	Meeks	Waggoner
Cauthen	Harris	Merrill	Warren
Collins	Headley	Nettles	Weeks
Connell	Hearn	Owens	Wise
Cottingham	Hill		

—65

Nays:

Messrs.:	Crowe	Goodwin	Stewart
Baker	Dill	Naramore	Stokes
Carnes	Downing	Parker (H)	Waldrop
Cherner	Edwards	Reynolds	Wallace
Chesnut	Fite	Smith (K)	Wood

—19

Mr. Carnes offered the following amendment #2 to the bill, S. 122:

Amend S. B. 122, by deleting the "period" at the end of the first paragraph of Section 16 (b) and insert the following:

"; provided, however, that the creditor may decline insurance provided by the debtor if such insurance is not on a policy issued by an insurance company licensed to do business in the state."

Further amend the bill, S. B. 122 as amended, by deleting the second paragraph of Section 16 (b) in its entirety.

AMENDMENT TABLED

On motion of Mr. Casey, the amendment #2 offered by Mr. Carnes was tabled.

Yeas 66; Nays 20.

Yeas:

Messrs.:	Barkett	Callahan	Cottingham
Adams	Bassett	Carter	Crawford
Adwell	Boutwell	Casey	Cross
Agee	Bowers	Collins	Doss
Bank	Brassell	Connell	Drake

Easters	Hobbie	Meeks	Smith (P)
Ellis	Jackson	Merrill	Snell
Falkenburg	Jones (F)	Nettles	Taylor
Flippo	King	O'Daniel	Therrell
Gloor	Kinsey	Owens	Timmons
Grainger	Lang	Parker (T)	Turner
Grey (D)	Lutz	Perloff	Turnham
Hardin	McCluskey	Pruitt	Waggoner
Harris	McCorquodale	Reid (R)	Warren
Headley	McDonald	Reynolds	Weeks
Hearn	Manley	Roberts	Wise
Hill	Mathews	St. John	

—66

Nays:

Messrs.:	Coshatt	Goodwin	Smith (K)
Baker	Dill	Hale	Stewart
Boles	Downing	Naramore	Stokes
Carnes	Edwards	Parker (H)	Waldrop
Cherner	Fite	Slate	Wallace
Chesnut			

—20

Mr. Carnes offered the following amendment #3 to the bill, S. 122:

Amend S. B. 122, Section 8 by deleting the last paragraph thereof in its entirety.

AMENDMENT TABLED

On motion of Mr. Casey, the amendment #3 offered by Mr. Carnes was tabled.

Yeas 62; Nays 16.

Yeas:

Messrs.:	Crawford	Jackson	Reid (R)
Adams	Cross	Jones (F)	Reynolds
Adwell	Doss	King	St. John
Agee	Drake	Lang	Slate
Bank	Easters	Lutz	Snell
Barkett	Flippo	McCorquodale	Stubbs
Bassett	Gloor	McDonald	Taylor
Boutwell	Grainger	Manley	Therrell
Bowers	Grey (D)	Mathews	Timmons
Brassell	Hale	Meeks	Turner
Callahan	Hardin	Merrill	Turnham
Carter	Harris	Nettles	Waggoner
Casey	Headley	Owens	Warren
Collins	Hearn	Parker (T)	Weeks
Connell	Hill	Perloff	Wise
Cottingham	Hobbie	Pruitt	

—62

Nays:

Messrs.:	Coshatt	Naramore	Stokes
Baker	Dill	Parker (H)	Waldrop
Carnes	Downing	Smith (K)	Wallace
Cherner	Fite	Stewart	Wood
Chesnut			

—16

Mr. Carnes offered the following amendment #4 to the bill, S. 122:

Amend Section 2, Senate Bill 122, by deleting the word "minimum" wherever said word appears in the last paragraph thereof.

AMENDMENT TABLED

On motion of Mr. Casey the amendment #4 offered by Mr. Carnes was tabled.

Yeas 64; Nays 18.

Yeas:

Messrs.:	Cross	King	Roberts
Adams	Drake	Kinsey	St. John
Agee	Easters	Lang	Slate
Banl	Flippo	Lutz	Smith (P)
Barkett	Gloor	McCluskey	Snell
Bassett	Grainger	McCorquodale	Stubbs
Benton	Grey (D)	McDonald	Taylor
Boutwell	Hale	Meeks	Therrell
Bowers	Hardin	Merrill	Timmons
Brasell	Harris	Nettles	Turner
Callahan	Headley	O'Daniel	Turnham
Carter	Hearn	Owens	Waggoner
Casey	Hill	Perloff	Warren
Collins	Hobbie	Pruitt	Weeks
Connell	Jackson	Reid (R)	Wise
Cottingham	Jones (F)	Reynolds	Wood
Crawford			

—64

Nays:

Messrs.:	Chesnut	Goodwin	Smith (K)
Baker	Coshatt	Manley	Stewart
Boles	Dill	Naramore	Waldrop
Carnes	Downing	Parker (H)	Wallace
Cherner	Fite	Robertson	

—18

Mr. Carnes offered the following amendment #5 to the bill, S. 122:

Amend S. B. 122, Section 16 (d) by striking therefrom the following words "or against liability for property damage or personal injuries."

Further amend S. B. 122, Section 16 (d) by deleting the "period" at the end thereof and inserting in lieu therefor the following: "; provided, however, a creditor may not contract for or receive a charge for insurance against loss of or damage to any motor vehicle unless the original amount financed or the unpaid debt exclusive of charges for interest is \$600 or more."

AMENDMENT TABLED

On motion of Mr. Casey, the amendment #5 offered by Mr. Carnes was tabled.

Yeas 59; Nays 19.

Yeas:

Messrs.:	Adwell	Bank	Bassett
Adams	Agee	Barkett	Benton

Boutwell	Easters	Jackson	Roberts
Bowers	Flippo	Jones (F)	Snell
Brassell	Gloor	Lang	Stubbs
Callahan	Goodwin	Lutz	Taylor
Carter	Grainger	McCorquodale	Therrell
Casey	Grey (D)	McDonald	Timmons
Collins	Hale	Meeks	Turner
Connell	Hardin	Merrill	Turnham
Cottingham	Harris	Owens	Waggoner
Crawford	Headley	Perloff	Warren
Cross	Hearn	Pruitt	Weeks
Doss	Hill	Reid (R)	Wise
Drake	Hobbie	Reynolds	Wood

—59

Nays:

Messrs.:	Chesnut	Fite	Slate
Baker	Coshatt	Manley	Smith (K)
Boles	Crowe	Naramore	Stewart
Carnes	Dill	Parker (H)	Waldrop
Cherner	Edwards	Robertson	Wallace

—19

Mr. Downing offered the following amendment #1 to the bill, S. 122:

Amend Senate Bill 122 by deleting from Section 22 (b) line 6 the following words: "or is likely to engage in".

AMENDMENT TABLED

On motion of Mr. Casey, the amendment #1 offered by Mr. Downing was tabled.

Yeas 66; Nays 23.

Yeas:

Messrs.:	Crawford	Jackson	Reynolds
Adams	Cross	Jones (F)	Roberts
Adwell	Doss	King	Robertson
Baker	Drake	Lang	St. John
Bank	Easters	Lutz	Smith (P)
Barkett	Flippo	McCluskey	Snell
Bassett	Gloor	McCorquodale	Stewart
Boutwell	Grainger	McDonald	Stubbs
Brassell	Gray (F)	Mathews	Taylor
Callahan	Grey (D)	Meeks	Therrell
Carter	Hale	Merrill	Timmons
Casey	Hardin	Nettles	Turner
Cauthen	Harris	Owens	Turnham
Chesnut	Headley	Parker (T)	Waggoner
Collins	Hearn	Perloff	Warren
Connell	Hill	Pruitt	Weeks
Cottingham	Hobbie	Reid (R)	

—66

Nays:

Messrs.:	Boles	Crowe	Edwards
Agee	Carnes	Dill	Fite
Benton	Cherner	Downing	Gafford

Goodwin
Manley
Naramore

O'Daniel
Parker (H)
Slate

Smith (K)
Stokes
Waldrop

Wallace
Wise
Wood

—23

Mr. Downing offered the following amendment #2 to the bill, S. 122:

Amend Section 4 (a) of Senate Bill 122 to state as follows: "A holder in due course is not subject to the liabilities and defenses prescribed in this Act."

AMENDMENT TABLED

On motion of Mr. Casey, the amendment #2 offered by Mr. Downing was tabled.

Yeas 69; Nays 17.

Yeas:

Messrs.:	Connell	Hill	Perloff
Adams	Cottingham	Hobbie	Fruitt
Adwell	Crawford	Jackson	Reid (R)
Agee	Cross	Jones (F)	Reynolds
Baker	Drake	King	St. John
Bank	Easters	Kinsey	Smith (P)
Barkett	Falkenburg	Lang	Snell
Bassett	Flippo	Lutz	Stewart
Boutwell	Gloor	McCorquodale	Taylor
Bowers	Goodwin	McDonald	Therrell
Brassell	Grainger	Manley	Timmons
Callahan	Gray (F)	Mathews	Turner
Carnes	Grey (D)	Meeks	Turnham
Carter	Hale	Merrill	Waggoner
Casey	Hardin	Mims	Warren
Cauthen	Harris	Owens	Weeks
Chesnut	Headley	Parker (T)	Wise
Collins	Hearn		

—69

Nays:

Messrs.:	Downing	Parker (H)	Stokes
Boles	Edwards	Robertson	Waldrop
Cherner	Fite	Slate	Wallace
Dill	McCluskey	Smith (K)	Wood
Doss	Naramore		

—17

Mr. Downing offered the following amendment #3 to the bill, S. 122:

Amend Senate Bill 122 as follows:

Delete Section 5 (a).

AMENDMENT TABLED

On motion of Mr. Casey the amendment #3 offered by Mr. Downing was tabled.

Yeas 72; Nays 12.

Yeas:

Messrs.:	Adwell	Bank	Bassett
Adams	Baker	Barkett	Boutwell

Brassell	Gloor	Lang	Slate
Callahan	Goodwin	Lutz	Smith (P)
Carnes	Grainger	McCorquodale	Snell
Carter	Gray (F)	McDonald	Stewart
Casey	Grey (D)	Manley	Stubbs
Cauthen	Hale	Mathews	Taylor
Chesnut	Hardin	Meeks	Therrell
Collins	Harris	Merrill	Timmons
Connell	Headley	Nettles	Turner
Coshatt	Hearn	Owens	Turnham
Cottingham	Hill	Parker (T)	Waggoner
Crawford	Hobbie	Perloff	Waldrop
Cross	Jackson	Pruitt	Warren
Doss	Jones (F)	Reid (R)	Weeks
Drake	King	Reynolds	Williams
Easters	Kinsey	St. John	Wise
Flippo			

—72

Nays:

Messrs.:	Dill	McCluskey	Stokes
Agee	Downing	Parker (H)	Wallace
Boles	Fite	Robertson	Wood
Cherner			

—12

Mr. Dill offered the following substitute to the bill, S. 122:

A BILL
TO BE ENTITLED
AN ACT

To provide maximum finance charges for loans and credit sales; to regulate extensions of credit, including consumer loans, consumer credit sales and consumer leases; to provide penalties for violation of this Act; and to authorize the Superintendent of Banks to administer this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions as used in this Act:

(a) "Finance Charge" shall include all charges payable directly or indirectly by the debtor and imposed directly or indirectly by the creditor as an incident to the extension of credit, including interest, time price differential, points or discount paid directly by the debtor, service, carrying or other charge however denominated, loan fee, credit or investigation fee, but not including permissible default or deferral charges, permissible attorney's fees, court costs, and official fees and taxes, points or discount paid by someone other than the debtor, or premiums for permissible insurance as provided by this Act. For the purpose of determining the permissible finance charge, any discount or point paid by debtor in connection with a mortgage loan on real estate, even though paid at one time, shall be spread over the stated term of the loan or forbearance or credit sale.

(b) The term "Consumer," used as an adjective with reference to a credit transaction, characterizes the transaction as one in which the party to whom credit is extended by loan, sale of property or service, lease, or otherwise is a natural person, and the money, property or service which is the subject of the transaction are primarily for personal, family, household or agricultural purposes.

(c) "Creditor" refers only to creditors who regularly extend or arrange for the extension of credit for which the payment of a finance charge is required, whether in connection with loans, sales of property or services, or otherwise. The provisions of this Act apply to any such creditor, irrespective of his or its status as a natural person or any type of organization.

(d) "Credit sale" refers to any sale with respect to which credit is extended or arranged by the seller. The term includes any contract in the form of a bailment or lease if the bailee or lessee contracts to pay as compensation for use a sum substantially equivalent to or in excess of the aggregate value of the property or services involved and it is agreed that the bailee or lessee will become, or for no other or a nominal consideration has the option to become, the owner of the property upon full compliance with his obligations under the contract.

(e) "Open end credit plan" refers to a plan prescribing the terms of credit transactions which may be made thereunder from time to time and under the terms of which a finance charge may be charged from time to time on an outstanding unpaid balance.

(f) "Administrator" shall mean the Superintendent of Banks of the State Banking Department.

(g) "Supervisor of the Bureau of Loans" is designated Deputy Administrator for the purpose of enforcing this Act as to licensees.

(h) "Home solicitation sale" means a consumer credit sale of goods or services, in which the seller or a person acting for him engages in a personal solicitation of the sale at a place other than the seller's place of business and the buyer's agreement or offer to purchase is there given to the seller or a person acting for him. It does not include a sale made pursuant to a closed end plan providing for a series of sales, or a sale made pursuant to prior negotiations between the parties at the seller's place of business where goods or services are offered or exhibited for sale.

Section 2. The maximum finance charge for any loan or forbearance, and for any credit sale (except under open credit plans) may equal but may not exceed 18% per annum, simple annual interest.

The maximum finance charge shall be determined by computing the maximum rate authorized on the scheduled unpaid principal balances of the loan or amount financed for the full term of the contract with regard to scheduled payments and the maximum finance charge so determined (or any lesser amount) may be added to the original principal amount of the loan or original amount financed.

If the debt is created under an open end credit plan, the maximum finance charge in connection therewith shall be one and one-half (1½%) percent per month of the unpaid balance from time to time thereunder.

A creditor, in connection with any credit sale, other than a sale made under an open end credit plan, may contract for and receive a minimum finance charge not in excess of the following amounts: \$5.00 on any credit sale in which the amount financed is \$75.00 or less and \$7.50 on any credit sale in which the amount financed is more than \$75.00. On an open end credit plan, if there is an unpaid balance on the date as of which the finance charge is applied, a creditor may contract for and receive a minimum finance charge in an amount computed at a rate not exceeding \$.50 per month.

Section 3. (a) When a scheduled payment is in default ten (10) days or more, the creditor may charge and collect a late charge not exceeding five per cent (5%) of the amount of such scheduled payment in default or of fifty cents (\$.50) on each such scheduled payment in default, whichever is greater; provided that the maximum that may be charged shall be \$5.00. Such late charge may be collected only once on any scheduled payment regardless of the period during which it remains in default.

(b) With respect to the deferral of one or more wholly unpaid scheduled payments of a loan, or credit sale or lease, the creditor may, by agreement with the debtor either before or after default, collect an additional charge for each full month that any wholly unpaid scheduled payments are outstanding after the due date of each such scheduled payment equal to that proportion of the finance charge which the amount of the deferred monthly scheduled payment bears to the sum of all monthly balances originally scheduled.

(c) When any debt is paid in full before the final scheduled payment date the debtor may do so without penalty and the creditor shall refund or credit the debtor with that portion of the finance charge which shall be due the debtor as determined under the rule of 78ths or sum of the digits principle as follows: the amount of the refund or credit shall be as great a proportion of the finance charge originally contracted for as the sum of the periodic time balances of the debt scheduled to follow the date of prepayment bears to the sum of all the periodic time balances of the debt, both sums to be determined according to the scheduled payment originally contracted for.

(d) When any debt is renewed or refinanced by any creditor within a period of 180 days from the date such debt is made or incurred, the debtor shall be entitled to a prorata refund or credit of that unearned portion of the original finance charge computed as of the date of such refinancing or renewal. When such renewal or refinancing occurs after 60 days, then such refund or credit shall be calculated as provided in Section 3(c) above. When any debt is renewed or refinanced by the creditor, any minimum finance charge for a credit sale shall be reduced to the finance charge which is otherwise permitted by Section 2 (a).

This Section shall not apply to open end credit plans.

Section 4. (a) In a consumer credit sale or consumer lease, the seller or lessor may not take a negotiable instrument other than a check as evidence of the obligation of the buyer or lessee. A holder is not a holder in due course if he takes a negotiable instrument issued in violation of this section. A holder in due course is not subject to the liabilities prescribed in this Act.

(b) Any creditor, when extending credit with respect to a consumer credit sale, loan or lease other than open end credit, shall at that time furnish to the debtor duplicate copies of all instruments executed by the debtor in connection with the transaction. The credit sale contract, loan note or lease shall contain the following statement in eight point type immediately above the space for the borrower's signature.

"CAUTION—IT IS IMPORTANT THAT YOU THOROUGHLY READ THIS CONTRACT BEFORE YOU SIGN IT."

(c) With respect to a consumer credit sale or loan or one pursuant to an open end credit plan, if any scheduled payment is more than one and one-half times as large as the average of earlier scheduled payments, the buy-

er has the right to refinance the amount of that payment at the time it is due without penalty. The terms of the refinancing shall be no less favorable than the terms of the original transaction. These provisions do not apply if the debtor's payment schedule has been adjusted to conform with the seasonal or irregular income of the debtor.

Section 5. (a) With respect to a consumer sale or consumer lease, an assignee of the rights of the seller or lessor is subject to all claims and defenses of the buyer or lessee against the seller or lessor arising out of the sale or lease notwithstanding an agreement to the contrary, but the assignee's liability under this section may not exceed the amount owing to the assignee at the time that the assignee received notice of the claim.

(b) When the buyer is indebted to a particular seller for two or more consumer credit sales of goods and the goods which were the subject of two or more sales secure the consumer's total debt to the seller, the security shall be discharged by applying the buyer's payments as they are received by the seller or the seller's assignee to the portions of the debt in the order in which they were incurred. To the extent that debts are paid according to the preceding sentence, security interests in items of property terminate as the debt originally incurred with respect to each item is paid. Payments received by the seller upon a revolving charge account are deemed, for the purpose of determining the amount of the debt secured by the various security interests, to have been applied first to the payment of credit service charges in the order of their entry to the account and then to the payment of debts in the order in which the entries to the account showing the debts were made. If the debts consolidated arose from two or more consumer sales made on the same day, payments received by the seller are deemed, for the purpose of determining the amount of the debt secured by the various security interests, to have been applied first to the payment of the smallest debt. This sub-section shall not apply to two or more consumer credit sales made by the same seller to the same buyer when the debts have been assigned to different and unrelated persons for value and the assignment was bona fide and not for the purpose of violating this Section.

Section 6. With respect to an original principal amount or original amount financed not exceeding \$100 the contract may not provide for payment by the debtor of attorney's fees. With respect to larger amounts the contract may provide for the payment by debtor of reasonable attorney's fees not exceeding fifteen (15%) of the unpaid debt after default and referral to an attorney not a salaried employee of the creditor. With respect to an open end credit plan the contract may not provide for any attorney's fees when the unpaid balance does not exceed \$100 but may provide for reasonable attorney's fees when the unpaid balance does exceed \$100. A provision in violation of this section is unenforceable.

Section 7. No creditor under this act shall bring suit on any debt for collection, and no judgment by default or otherwise shall be rendered until the creditor shall file an affidavit stating that (a) there has not been a violation of provisions of this Act, and (b) that the debtor (if a resident of this state) on information and belief of creditor is a resident of the county in which the suit is filed. If such violation exists or if the debtor is not a resident of the county in which suit is filed, the suit shall be abated.

Section 8. A buyer has the right to cancel a home solicitation sale until midnight of the third business day following his execution of an agreement or offer to purchase, which notice is effective when delivered or when deposited

in the mail properly addressed to the seller, postage prepaid. The seller must deliver to the buyer and obtain his written signature to a written agreement or offer to purchase designating as the date of the transaction the date on which the buyer actually signs and containing the following under the conspicuous caption:

"BUYERS RIGHT TO CANCEL"

"If this agreement was solicited at your residence and you do not want the goods or services, you may cancel this agreement by delivering or mailing a notice to the seller. The notice must say that you do not want the goods or services and must be mailed or delivered before midnight of the third business day after you sign this agreement. The notice must be delivered or mailed to: _____ Until the seller has

(insert name and mailing address of seller)."

complied with this section the buyer may cancel the home solicitation sale by notifying the seller in any manner and by any means of his intention to cancel.

The buyer has a duty to take reasonable care of the goods in his possession before cancellation and for a reasonable time thereafter, during which time the goods are otherwise at seller's risk.

Within ten (10) days after a home solicitation sale has been cancelled or an offer to purchase revoked the seller must tender to the buyer any payments made or goods traded in by the buyer (or the amount equal to the trade-in allowance stated in the agreement) and any note or other evidence of debt. Within a reasonable time thereafter the buyer, upon demand, must tender at his residence to the seller any goods delivered by the seller. If the seller fails to demand such possession within forty (40) days after receipt of such notice, the goods become the property of the buyer without obligation to pay for them.

The provisions of this section shall not apply if the buyer furnishes the seller with a separate dated and signed personal statement describing an emergency requiring immediate remedy and modifying or waiving his right to cancel. The use of printed forms for this purpose is prohibited.

Section 9. If any seller or assignee of the seller repossesses or voluntarily accepts surrender of goods sold in which he has a security interest and the original cash price of the goods repossessed or surrendered was \$1,500 or less, the buyer is not personally liable to the seller for the unpaid balance of the debt arising from such sale and the seller is not obligated to sell the collateral.

Section 10. With respect to a consumer credit sale or consumer lease the seller or lessor may not give or offer to give a rebate or discount or otherwise pay or offer to pay value to the buyer or lessee as an inducement for a sale or lease in consideration of his giving to the seller or lessor the names of prospective purchasers of lessees, or otherwise aiding the seller or lessor in making a sale or lease to another person, if the earning of the rebate, discount or other value is contingent upon the occurrence of an event subsequent to the time the buyer or lessee agrees to buy or lease. If a buyer or lessee is induced by a violation of this section to enter into a consumer credit sale or consumer lease, the agreement is unenforceable by the seller or lessor and the buyer or lessee, at his option, may rescind the agreement or retain the goods delivered and the benefit of any services performed, without any obligation to pay for them.

Section 11. Prior to entry of judgment the creditor may not attach unpaid earnings of the debtor by garnishment. The garnishment procedure after judgment shall be as provided in Title 7, Section 630 and Sections 995, et seq., except that with respect to consumer loans, consumer credit sales and consumer leases, the amount subject to garnishment shall not exceed the lesser of (a) twenty-five percent (25%) of his disposable earnings for that week, or (b) the amount by which his disposable earnings for that week exceed thirty times the federal minimum hourly wage in effect when payable. "Disposable earnings" means that part of the earnings of an individual remaining after deduction of amounts required by law to be withheld and disposable earnings shall not include periodic payments pursuant to a pension, retirement or disability program.

Section 12. With respect to a consumer credit sale, consumer lease, or consumer loan, if the court as a matter of law finds the agreement or any provision of the agreement to have been unconscionable before, after or at the time it was made the court may refuse to enforce the agreement, or it may enforce the remainder of the agreement without the unconscionable provision, or it may so limit the application of any unconscionable provision as to avoid any unconscionable result.

Section 13. No creditor shall induce or permit any person or any husband and wife, jointly or severally, to become obligated directly or contingently, or both, on more than one consumer loan contract or more than one consumer credit sale contract at the same time for the purpose of obtaining a higher finance charge than would otherwise be permitted by Section 2. It shall be unlawful for any seller to evade or attempt to evade this section by inducing a buyer to become obligated to another creditor in which he has a pecuniary interest or with whom he has an arrangement for exchange of customers.

Section 14. With respect to consumer credit transactions, where the debt is payable in installments, not made pursuant to an open end credit plan and in which the principal is \$1,000 or less, the debt shall be scheduled to be payable in substantially equal installments at equal periodic intervals except to the extent that the schedule of payments is adjusted to the seasonal or irregular income of the debtor, and

(a) over a period of not more than 36 months and 15 days if the principal or amount financed is more than \$300, or

(b) over a period of not more than 24 months and 15 days if the principal or amount financed is \$300 or less.

Section 15. Any creditor charging a finance charge in excess of the amount authorized herein except as the result of an accidental and bona fide error in computation, shall forfeit his right to any finance charge and shall refund to the debtor the total amount of the finance charge, which may be done by reducing the amount of the debtor's principal obligation. If the debtor is entitled to a refund and the creditor refuses to refund within a reasonable time after written demand, the debtor may recover a penalty of either twice the finance charge or ten times the amount of the excess charge, whichever is greater, but in any event not less than \$100, together with a reasonable attorney's fee. If the creditor has made an excess finance charge in deliberate violation of or in reckless disregard for this Act, the creditor shall have no right to receive or retain the principal or any finance charge whatsoever and the transaction shall be void. No action under this section may be brought more than one year after due date of the last scheduled payment of the agreement pursuant to which the charge was made or in the case of open end credit plans, one year after the excess charge is made.

Section 16. (a) With respect to any credit transaction, the creditor shall not require any insurance other than insurance against loss of or damage to any property in which the creditor is given a security interest or insurance insuring the lien of the creditor on the property which is collateral for said transaction. Credit life may be offered and if accepted may be provided by the creditor. The charge to the debtor for any insurance shall not exceed the premium charged by the insurer. Insurance with respect to any credit transaction shall not exceed the approximate amount and term of the credit.

(b) If a creditor requires any insurance permitted herein in any credit transaction, the debtor shall have and be given written notice of the option of providing such insurance through an existing policy or a policy independently obtained and paid for by the debtor, and if the debtor does not exercise the option provided herein, the premium or premiums charged for such required insurance shall be reasonable in relation to the amount and term of the credit.

The creditor may for reasonable cause before credit is extended decline the insurance provided by the debtor.

(c) When insurance as permitted herein is required by the creditor, and is not furnished by the debtor as herein provided, then upon payment of the debt before the final maturity date the debtor shall be entitled to receive that portion of the premium refunded by the insurance carrier. Upon renewal of refinancing of the debt before the final maturity date, the creditor shall refund or credit the debtor with the entire unearned premium on such insurance.

(d) A creditor may not contract for or receive a separate charge for insurance against loss of or damage to property or against liability for property damage or personal injuries unless the original amount financed or original principal exclusive of the charges for insurance is \$300 or more and the value of the property is \$300 or more.

Section 17. The Administrator is authorized and empowered to make such reasonable rules and regulations as may be necessary for the execution and enforcement of the provisions of this Act.

Section 18.

(a) No creditor shall engage in the business of making consumer loans, or taking assignments of consumer credit contracts without first having obtained a license for each location from the Administrator, provided however banks chartered by this State or the United States, trust companies, savings or building and loan associations, credit unions, life insurance companies and federally constituted agencies shall be exempt from such licensing.

(b) The license application shall be in writing, under oath, and in the form prescribed by the Administrator, and the application shall be accompanied by an investigation fee of \$100.

(c) Upon receipt of the application and investigation fee, the Administrator shall investigate the applicant and determine whether the license should be issued or denied.

(d) No license shall be issued unless the Administrator determines that the financial responsibility, character and fitness of the applicant, and of the members thereof (if applicant is a partnership or association), officers, and directors thereof if the applicant is a corporation, are such as to warrant belief that the business will be operated honestly and fairly within the purpose

of this Act, and finds that the applicant has assets available for the operation of business under this Act of at least \$25,000.00.

(e) Upon written request, the applicant is entitled to a hearing on the question of his qualifications for a license if (a) the Administrator has notified the applicant in writing that his application has been denied, or (b) the Administrator has not issued a license with 60 days after the application for the license was filed. A request for a hearing may not be made more than 15 days after the Administrator has mailed by certified mail a writing to the applicant notifying him that the application has been denied stating in substance the Administrator's findings supporting denial of the application.

(f) Any person licensed under the Alabama Small Loan Act as of the effective date of this Act may continue in business under the Alabama Small Loan Act but shall not make loans in excess of \$300 unless such person is also licensed under this Act. The payment of the license and examination fees required by this Act shall be in lieu of the license and examination fees required by the Alabama Small Loan Act when the licensee is also licensed under the Alabama Small Loan Act.

(g) Any person subject to licensing hereunder who is not licensed under the Alabama Small Loan Act but is in business on the effective date of this Act must apply for a license hereunder within 30 days thereafter but may continue in business until such application is denied.

(h) The license shall be in the form prescribed by the Administrator, posted conspicuously in the place of business of the licensee, and shall not be assignable or transferable or removed to another location without permission of the Administrator.

(i) The annual license fee hereunder shall be \$200.00 for each office, branch, or place of business of the licensee, due on October 1 of each year and delinquent on November 1 of each year. The Administrator shall assess and collect a penalty of 10% for each month or part thereof the licensee is delinquent in the payment of such license fee.

(j) Any person who is engaged in the business of making credit sales, on which finance charges are paid, and who is not licensed under this act shall file notification with the Administrator within 30 days after the effective date of this act, and thereafter, on or before July 31 of each year. Any such person who commences business after the effective date of this act shall file notification with the Administrator within 30 days after commencing business in this state. The notification shall state the name of the person, the name in which his business is transacted, the address of his principal office, and the address of each office or retail store in which credit sales are made. Any person required to file notification shall on or before July 31 of each year pay to the Administrator an annual fee of \$10. Such person shall pay an additional fee of \$10 for each \$100,000, or part thereof, in excess of \$100,000 of the original unpaid balance arising from credit sales made in this state within the preceding calendar year and held by such person for more than 30 days after the credit sale was made. Such person shall not pay a fee on unpaid balances of credit sales which are assigned to a licensee under this act or to a bank, trust company, savings or building and loan association, or credit union authorized to do business in this state.

Section 19. For the purpose of determining the compliance with this Act, the Administrator may at any reasonable time cause an examination to be made at the licensee's place of business of the records and transactions of

such licensee and as cost of examination the licensee shall pay the Administrator an examination fee of \$50.00 per day or part thereof and, in addition thereto, \$15.00 per day per examiner. Each licensee shall preserve all relevant records for a period of at least two years after making the last entry on any transaction and the Administrator shall have free access thereto at the licensee's place of business at all reasonable times. If the Administrator has probable cause to believe that a person has engaged in an activity which violates the provisions of this Act, he may compel the production of such books and records of said person as he has probable cause to believe are relevant to the alleged violation.

If the person's records are located outside this State, the person shall, at his option, either make them available to the Administrator at a convenient location within this State, or pay the reasonable and necessary expenses for the Administrator or his representative to examine them at the place where they are maintained. The Administrator may designate representatives, including comparable officials of the State in which the records are located, to inspect them on his behalf.

The Administrator shall not make public the name or identity of a person whose acts or conduct he investigates pursuant to this section or the facts disclosed in the investigation, but this subsection does not apply to disclosures in actions or enforcement proceedings pursuant to this Act.

Section 20. After notice and hearing the Administrator may order a licensee under this Act or a person acting in his behalf to cease and desist from engaging in violations of this Act, at such hearing the licensee shall be entitled to be represented by counsel. A licensee aggrieved by an order of the Administrator under this section may obtain judicial review of the order and the Administrator may obtain an order of the court for enforcement of its order in the circuit court. Such proceedings shall be governed by the provisions of Section 21.

Section 21. Any interested party or intervenor may appeal an order of the Administrator to the Circuit Court of Montgomery County sitting in Equity or to the Circuit Court of the county in which such party has its principal place of business in Alabama by filing notice of appeal with the Administrator and with the Register of the Circuit Court within thirty (30) days from the date of said final order. The Administrator's findings shall be prima facie correct but the Circuit Court may hear such appeal according to its own rules and procedure, including the taking of additional testimony and staying said order. In the Circuit Court the trial shall be de novo. The Court may, if it decides that the Administrator has erred to the prejudice of appellant's substantial rights in its application of the law or that the order was based upon findings of fact contrary to the substantial weight of the evidence, remand the proceeding to the Administrator for further action in conformity with the direction of the Court or may enter such order as the Court deems appropriate. Either party may appeal from the Circuit Court to the Supreme Court within thirty (30) days from the date of the order of the Circuit Court.

Section 22.

(a) The administrator may bring a suit to restrain a creditor or a person acting in his behalf from engaging in any business subject to licensing under Section 18 (a) without first obtaining a license therefor as provided in Section 18 and a licensee or any person acting in his behalf from engaging in violations of this Act or engaging in a course of fraudulent or unconscionable conduct in inducing debtors to enter credit transactions or in the collection of debts.

(b) With respect to a suit brought to enjoin violations of the Act or fraudulent or unconscionable conduct, the Administrator may apply to the court for appropriate temporary relief against a respondent, pending final determination of the proceedings. If the court finds after a hearing held upon notice to the respondent that there is reasonable cause to believe that the respondent is engaging in or is likely to engage in conduct which violates this Act or which is fraudulent or unconscionable, it may grant any temporary relief or restraining order it deems appropriate.

Section 23. The Administrator may issue to a person licensed hereunder an order to show cause why his license should not be revoked or suspended for a period not in excess of six months. The order shall state the place for a hearing and set a time for the hearing that is no less than 10 days from the date of the order at such hearing the licensee shall be entitled to Counsel. After the hearing the Administrator

(a) Shall revoke the license if he finds that:

(i) the licensee has repeatedly and willfully violated this Act or any rule or order lawfully made pursuant to this Act, or

(ii) facts or conditions exist which would clearly have justified the Administrator in refusing to grant a license had such facts or conditions been known to exist at the time the application of the license was made.

(b) may suspend the license if he finds that the licensee has violated this Act or any rule or order lawfully made pursuant to this Act.

Section 24. A creditor who willfully makes charges in excess of those permitted by Section 2 of this Act and/or a creditor who willfully engages in the business of making loans in violation of Section 18 (a) of this Act is guilty of a misdemeanor and upon conviction will be sentenced to pay a fine not exceeding \$500 or to imprisonment not exceeding one year or both.

Any person who willfully fails to file notification and pay annual fees to the Administrator as required by Section 18 (j) is guilty of a misdemeanor and upon conviction will be sentenced to pay a fine not exceeding \$500 or to imprisonment not exceeding one year or both.

Section 25. None of the provisions of this Act, except provisions of Subsection (a) of Section 1 and Section 2 of this Act, shall apply to any loan, forbearance, or credit sale involving an interest in real property or the sale, lease or mortgage of an interest in real property, where the creditor is a lending institution which is an approved mortgagee under the provisions of the National Housing Act or is exempt from licensing under this Act. Nothing in this Act shall be construed to amend or repeal the provisions of Act. No. 374 of the 1959 Regular Session (General Acts Alabama 1959, p. 966), nor of Act. No. 3 of the 1969 Regular Session (General Acts Alabama, Regular Session 1969 p. 297), nor of Act. No. 4 of the 1969 Regular Session (General Acts Alabama Regular Session 1969, p. 297) nor of Act No. 1038 of the 169 Regular Session (General Acts Alabama, Regular Session 1969, p. 1919), nor of Act. No. 27 of the 1970 Special Session (General Acts Alabama, Volume 3 Special Session, p. 2628). This Act shall not apply to any lawful, bona fide pawn broking business.

Section 26.

(a) There is hereby created the CONSUMER PROTECTION COUNCIL, consisting of eleven (11) members. Three (3) members shall be ap-

pointed by the Lt. Governor, three (3) by the Speaker of the House of Representatives, and the remaining five (5) by the Governor, at least two (2) of whom shall be representatives of organized labor. The Governor shall designate one (1) member of the Council as Chairman.

(b) The term of office of each member of the Council is four (4) years. A member chosen to fill a vacancy arising otherwise than from expiration of term shall be appointed by the original appointing authority for the un-expired term of the member whom he is succeeding. A member of the Council is eligible for re-appointment.

(c) Members of the Council shall serve without compensation but are entitled to reimbursement of expenses incurred in performance of their duties.

(d) The Council shall consult with the Administrator and with representatives of creditors and debtors for the purpose of assembling data bearing upon the operation of the Act. Members of the Council may make recommendations to him and assist him in obtaining compliance with this Act. The Council may call on the Administrator to obtain information which is not otherwise readily available to the Council.

(e) The Council and Administrator shall meet together at a time and place designated by the Chairman at least twice each year. The Council may hold additional meetings when called by the Chairman.

(f) The Chairman shall submit the Council's report to the Legislature during the first week of the 1973 session and in the first week of each subsequent regular session. The report shall contain a summary of the data assembled by the Council and such recommendations as they may deem advisable for improving the operation of this Act.

Section 27. All laws or parts of laws which conflict with this act are repealed.

Section 28. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

SUBSTITUTE TABLED

On motion of Mr. Casey, the substitute was tabled.

Yeas 68; Nays 17.

Yeas:

Messrs.:	Connell	Hardin	Mathews
Adams	Crawford	Harris	Merrill
Agee	Cross	Headley	Nettles
Bank	Doss	Hearn	O'Daniel
Barkett	Downing	Hill	Owens
Bassett	Drake	Hobbie	Parker (T)
Boutwell	Easters	Jackson	Perloff
Brassell	Flippo	Jones (F)	Pruitt
Callahan	Gafford	King	Reid (R)
Carter	Gloor	Lang	Reynolds
Casey	Grainger	Lutz	Roberts
Cauthen	Gray (F)	McCluskey	St. John
Chesnut	Grey (D)	McCorquodale	Smith (P)
Collins	Hale	McDonald	Snell

Stokes	Timmons	Waggoner	Williams	—68
Stubbs	Turner	Warren	Wise	
Taylor	Turnham	Weeks	Wood	
Therrell				

Nays:

Messrs.:	Coshatt	Naramore	Smith (K)	—17
Baker	Crowe	Parker (H)	Stewart	
Boles	Dill	Robertson	Waldrop	
Carnes	Fite	Slate	Wallace	
Cherner	Goodwin			

And the bill, S. 122, was read a third time at length and passed.

Yeas 80; Nays 12.

Yeas:

Messrs.:	Cross	Hill	Pruitt	—80
Adams	Doss	Hobbie	Reid (R)	
Adwell	Downing	Jackson	Reynolds	
Agee	Drake	Jones (F)	Roberts	
Bank	Easters	King	St. John	
Barkett	Edwards	Kinsey	Slate	
Bassett	Ellis	Lang	Smith (K)	
Benton	Falkenburg	Lutz	Snell	
Boutwell	Flippo	McCorquodale	Stokes	
Bowers	Gafford	McDonald	Straiton	
Brassell	Gloor	Manley	Taylor	
Callahan	Goodwin	Mathews	Therrell	
Carter	Grainger	May	Timmons	
Casey	Gray (F)	Meeks	Turner	
Cauthen	Gray (D)	Merrill	Turnham	
Cherner	Hale	Nettles	Waggoner	
Ciesnui	Hardin	O'Daniel	Warren	
Collins	Harris	Owens	Weeks	
Connell	Headley	Parker (T)	Williams	
Cottingham	Hearn	Perloff	Wood	
Crawford				

Nays:

Messrs.:	Coshatt	Jones (E)	Stubbs	—12
Baker	Crowe	Naramore	Waldrop	
Boles	Dill	Stewart	Wallace	
Carnes				

RESOLUTION

The following resolution was introduced:

By Mr. Cherner:

H. J. R. 230. WHEREAS, earlier today H. J. R. 223 was passed without being fully understood;

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, both Houses thereof concurring that H. J. R. 223 is hereby repealed, voided, cancelled and rescinded.

On motion of Mr. Cherner, the rules were suspended and the resolution was adopted.

MOTION TO RECONSIDER S. 1180 ADOPTED

Having voted on the prevailing side, Mr. Grainger moved to reconsider the vote by which the bill S. 1180 was indefinitely postponed, and the motion was adopted.

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to have the Journal show that Messrs. Wise and Cauthen would have voted "Yea" on the bill, S. 122, had they been in the Chamber at the time of voting.

SPECIAL ORDER RESUMED

And the bill:

S. 159. (With Amendment): Proposing an amendment to the Constitution relating to the Legislative Department.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Constitution and Elections, said Committee amendment being as follows:

Amend Senate Bill 159 by deleting therefrom the following:

"Special sessions of the legislature may be called by the Governor or, at the written request of a majority of the members of each house, by the presiding officers of both houses, but shall be limited to twenty legislative days within a period of not more than forty-five calendar days."

And the amendment was adopted.

Yeas 82; Nays 2.

Yeas:

Mr. Speaker	Cottingham	Hill	Pruitt
Adams	Crawford	Hobbie	Reid (R)
Adwell	Crowe	Jackson	Reynolds
Agee	Dill	Jones (E)	Roberts
Baker	Doss	Jones (F)	Robertson
Barkett	Downing	King	St. John
Bassett	Drake	Kinsey	Smith (P)
Benton	Easters	Lutz	Snell
Boles	Edwards	McCluskey	Stokes
Bowers	Ellis	McCorquodale	Straiton
Brassell	Erdreich	Manley	Taylor
Callahan	Flippo	Mathews	Timmons
Carnes	Gafford	May	Turnham
Carter	Goodwin	Meeks	Waggoner
Casey	Grainger	Mims	Waldrop
Cauthen	Gray (F)	Naramore	Wallace
Cherner	Grey (D)	O'Daniel	Warren
Chesnut	Hale	Owens	Weeks
Collins	Hardin	Parker (H)	Wise
Connell	Headley	Parker (T)	Wood
Coshatt	Hearn		

—82

Nays: Messrs.: Boutwell and Smith (K).

—2

Mr. Stewart offered the following amendment to the bill, S. 159, as amended:

Amend Senate Bill 159 in Section 2(b) thereof by deleting therefrom the following:

“; and the officers and employees of the senate and house of representatives”

And the amendment was adopted.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	Cottingham	Headley	Parker (H)
Adams	Crawford	Hill	Perloff
Adwell	Cross	Hobbie	Pruitt
Agee	Crowe	Jackson	Reid (R)
Baker	Doss	Jones (E)	Reynolds
Barkett	Downing	Jones (F)	Roberts
Bassett	Drake	King	St. John
Benton	Easters	Kinsey	Smith (K)
Boles	Edwards	Lutz	Smith (P)
Boutwell	Ellis	McCluskey	Snell
Brassell	Erdreich	McCorquodale	Stokes
Callahan	Falkenburg	McDonald	Taylor
Carnes	Fite	Manley	Timmons
Carter	Flippo	Mathews	Turner
Casey	Gafford	Meeks	Turnham
Cauthen	Goodwin	Merrill	Waggoner
Cherner	Grainger	Mims	Waldrop
Chesnut	Gray (F)	Naramore	Wallace
Collins	Gray (D)	Nettles	Warren
Connell	Hale	Owens	Wise
Coshatt	Hardin		

—82

Nay: Mr. Wood.

—1

Mr. Smith (P) offered the following amendment to the bill, S. 159, as amended:

Amend S. B. 159 as follows:

In Section I of said bill, strike Section I of the proposed constitutional amendment, and insert in lieu thereof the following new Section I of the proposed constitutional amendment:

“Section 1. Time and length of Legislative sessions. Regular Sessions of the Legislature shall be held annually and shall be limited to thirty legislative days. During evennumbered years, regular sessions also shall be limited to a period of ninety calendar days. The legislature shall convene in regular sessions on the first Tuesday in May, unless the day of meeting is changed by law. Special sessions of the legislature convenes in the manner provided by this constitution shall be limited to twenty legislative days within a period of not more than forty-five calendar days.”

And the amendment was adopted.

Yeas 51; Nays 31.

Yeas:

Messrs.:	Connell	Headley	Parker (H)
Adams	Coshatt	Hill	Parker (T)
Adwell	Crawford	Jackson	Reid (R)
Agee	Downing	Jones (E)	Reynolds
Baker	Edwards	King	St. John
Barkett	Erdreich	Lutz	Smith (K)
Bassett	Falkenburg	McCluskey	Smith (P)
Benton	Flippo	May	Snell
Boles	Gloor	Meeks	Stokes
Brassell	Goodwin	Merrill	Stubbs
Cauthen	Gray (F)	Mims	Turnham
Cherner	Hale	Naramore	Warren
Chesnut	Hardin	Nettles	Wise

—51

Nays:

Mr. Speaker	Cottingham	Hobbie	Perloff
Bank	Crowe	Jones (F)	Roberts
Boutwell	Culver	Kinsey	Robertson
Bowers	Doss	McCorquodale	Stewart
Callahan	Drake	McDonald	Taylor
Carnes	Fite	Manley	Turner
Carter	Grainger	O'Daniel	Wood
Collins	Harris	Owens	

—31

Mr. Downing offered the following amendment to the bill, S. 159, as amended:

Amend Senate Bill 159 by deleting from Section 2(b) of Section 1 the word "determine" and substitute in lieu thereof the word "recommend".

And the amendment was adopted.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hearn	Parker (T)
Adams	Cross	Hill	Perloff
Adwell	Crowe	Jackson	Pruitt
Agee	Culver	Jones (E)	Reid (R)
Baker	Dill	Jones (F)	Reynolds
Barkett	Doss	King	Roberts
Bassett	Downing	Kinsey	Robertson
Benton	Drake	Lutz	St. John
Boles	Easters	McCluskey	Smith (K)
Boutwell	Edwards	McCorquodale	Smith (P)
Bowers	Ellis	McDonald	Stokes
Brassell	Erdreich	Manley	Straiton
Callahan	Falkenburg	May	Timmons
Carnes	Fite	Meeks	Turner
Carter	Flippo	Merrill	Turnham
Cauthen	Gloor	Mims	Waggoner
Cherner	Goodwin	Naramore	Waldrop
Chesnut	Grainger	Nettles	Wallace
Collins	Gray (F)	O'Daniel	Warren
Connell	Hale	Owens	Wise
Coshatt	Hardin	Parker (H)	Wood
Cottingham			

—85

And the bill, S. 159, as amended, was read a third time at length and passed.

Yeas 86; Nays 7.

Yeas:

Messrs.:	Crowe	Hobbie	Pruitt
Adams	Culver	Jackson	Reid (R)
Agee	Dill	Jones (E)	Roberts
Baker	Doss	Jones (F)	Robertson
Barkett	Downing	King	Smith (K)
Bassett	Drake	Kinsey	Smith (P)
Benton	Easters	Lutz	Snell
Boles	Edwards	McCluskey	Stewart
Bowers	Ellis	McDonald	Stokes
Brassell	Erdreich	Manley	Straiton
Callahan	Falkenburg	Mathews	Stubbs
Carnes	Flippo	May	Taylor
Carter	Gloor	Meeks	Timmons
Casey	Goodwin	Merrill	Turner
Cauthen	Grainger	Mims	Turnham
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Hale	Nettles	Waldrop
Collins	Hardin	O'Daniel	Wallace
Connell	Harris	Owens	Warren
Coshatt	Headley	Parker (H)	Wise
Cottingham	Hearn	Parker (T)	Wood
Crawford	Hill	Perloff	—86

Nays:

Mr. Speaker	Boutwell	McCorquodale	St. John
Adwell	Fite	Reynolds	—7

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has adopted the Report of the Committee on Conference appointed to reconcile the differences between the two Houses on the House amendment to the bill:

S. 681. To fix the salaries to be paid the members of the County Commission of Montgomery County, Alabama, and to regulate the payment of same, to provide for the clerical help and other assistance to said officers and the manner of fixing their compensation and paying the same and to provide rules and regulations of the conduct of said officers.

Said Conference Report being in words and figures as follows:

CONFERENCE REPORT ON S. B. 681

We, the undersigned members of the Committee on Conference, appointed to reconcile the differences between the two houses on the House amendment to Senate Bill 681, beg leave to report as follows:

Said Conference Committee has been unable to reach an agreement; the House Conferees voted in favor of the House amendment to the Bill, S. B. 681, which would lower the salaries of the Montgomery County Commission,

and the Senate Conferees voted in favor of the Bill, S. B. 681, as it was introduced, which would raise the salaries.

We therefore request that, since the differences are irreconcilable, we be discharged.

SENATOR W. TOM JONES

SENATOR J. J. PIERCE

SENATOR ROBERT H. WILDER

REPRESENTATIVE JAMES D. HARRIS, JR.

REPRESENTATIVE SAM W. TAYLOR

And in accordance with the provisions of the Conference Report the Senate has discharged its conferees.

And said bill, together with the Conference Report is herewith sent to the House for its consideration.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Jones (F), the House concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses on the House amendment to the bill, S. 681, said report being set out in the above and foregoing Message from the Senate.

And in accordance with the provisions of the Conference Report the House has discharged its conferees.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 223. Providing for additional staff and expenses for the Legislature.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 210. Encouraging the protection of forests.

McDOWELL LEE,
Secretary.

SPECIAL ORDER RESUMED

And the bill:

S. 796. To amend Section 2(d), (g), 17(a), and 27 of the Securities Act of Alabama (Acts 1959, V. 2, p. 1318, et seq., Act No. 542, Regular Session 1959 as amended by Acts 605 and 740, 1969 Regular Session) so as to further provide for the registration of securities dealers and salesmen, to provide for a change in the statute of limitations for violations of this act, and to further provide for the disposition of revenues collected by the Securities Commission.

Was read a third time at length and passed.

Yeas 66; Nays 0.

Yeas:

Mr. Speaker	Doss	King	Roberts
Adams	Downing	Lutz	Robertson
Agee	Edwards	McCluskey	Smith (K)
Bassett	Erdreich	McDonald	Smith (P)
Brassell	Fite	Manley	Stokes
Callahan	Flippo	May	Straiton
Carnes	Goodwin	Mims	Stubbs
Carter	Grainger	Naramore	Taylor
Cauthen	Gray (F)	Nettles	Timmons
Chesnut	Grey (D)	O'Daniel	Turner
Collins	Hale	Owens	Waggoner
Connell	Hardin	Parker (H)	Wallace
Coshatt	Harris	Perloff	Warren
Cottingham	Hearn	Pruitt	Williams
Crawford	Hill	Reid (R)	Wise
Cross	Jackson	Reynolds	Wood
Dill	Jones (F)		

—66

And the bill:

S. 797. Relating to Securities; providing for the assessment of fees by the Securities Commission upon application for exemptions under the Provisions of Act #542, Regular Session, 1959 (Acts 1959, Page 1318, as amended).

Was read a third time at length and passed.

Yeas 65; Nays 0.

Yeas:

Mr. Speaker	Crawford	Grey (D)	Mims
Adams	Cross	Hale	Naramore
Bank	Crowe	Hardin	Nettles
Bassett	Culver	Harris	O'Daniel
Benton	Dill	Hearn	Owens
Brassell	Doss	Hill	Parker (T)
Callahan	Downing	Jackson	Perloff
Carnes	Drake	Jones (F)	Pruitt
Carter	Edwards	King	Reid (R)
Cauthen	Ellis	McCluskey	Reynolds
Collins	Erdreich	McDonald	Roberts
Connell	Falkenburg	Manley	Robertson
Coshatt	Goodwin	May	Smith (K)
Cottingham	Gray (F)	Meeks	Smith (P)

Stokes
Taylor
Timmons

Turner
Waggoner

Warren
Williams

Wise
Wood

—65

RESOLUTION

The following resolution was introduced:

By Messrs. Pruitt and Manley:

H. J. R. 231. MEMORALIZING THE HONORABLE VAN BUREN DANIEL

WHEREAS, The Honorable Van Buren Daniel of Nanafalia, Marengo County, Alabama, died on July 16, 1970; and

WHEREAS, Mr. Daniel during his long and active life represented the citizens of his County of Marengo in this House for eight years, served on the Board of Revenue, the governing body of his county, for twelve years and was active in all of the business and civic affairs of his community and county; and

WHEREAS, the contributions made by Mr. Daniel to the citizens of his county and to the State of Alabama will be long remembered and appreciated and his presence, advice and counsel will be sorely missed by his legion of friends and associates,

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, both Houses thereof concurring, that this body mourns the death of Mr. Van Buren Daniel and extends its condolence to his widow and children.

BE IT FURTHER RESOLVED that copies of this resolution be sent to Mr. Daniel's widow, Mrs. Minnie Lee Daniel, and his daughter, Mrs. Maline Evans, and his two sons, Van Buren Daniel, Jr. and George Ellis Daniel.

On motion of Mr. Pruitt, the rules were suspended and the resolution was adopted.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Harris	Owens
Adams	Crawford	Headley	Parker (T)
Agee	Cross	Hearn	Perloff
Baker	Crowe	Hill	Pruitt
Bank	Doss	Hobbie	Reid (R)
Barkett	Downing	Jackson	Reynolds
Bassett	Drake	Jones (F)	Roberts
Boutwell	Easters	King	Robertson
Bowers	Edwards	Lutz	St. John
Brassell	Ellis	McCluskey	Slate
Callahan	Fite	McDonald	Smith (K)
Carnes	Flippo	Manley	Smith (P)
Carter	Goodwin	May	Stewart
Cauthen	Grainger	Meeks	Stokes
Chesnut	Gray (F)	Mims	Straiton
Collins	Grey (D)	Naramore	Stubbs
Connell	Hale	Nettles	Taylor
Coshatt	Hardin	O'Daniel	Timmons

Turner
Turnham
Waggoner

Waldrop
Wallace

Warren
Williams

Wise
Wood

—81

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted for the Journal to show all House members voting "Yea" on the resolution, H. J. R. 231, to have their names added as co-sponsors.

S. 1180 POSTPONED

On motion of Mr. Grainger, the bill, S. 1180, was postponed to the Thirty-sixth Legislative Day.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1810. To amend Title 51, Section 178, Code of Alabama 1940, as amended, to increase rate of taxation.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

Mr. Mims moved that the House non-concur in the Senate amendments to the bill, H. 1810, said Senate amendments being as follows:

Amend House Bill 1810 as substituted by striking from Section 1 thereof wherever the same appears the phrase "two and one-half per cent" and insert in lieu thereof the phrase "two and two-tenths percent."

A BILL TO BE ENTITLED AN ACT

To raise revenue; amending Title 51, Section 178, Code of Alabama 1940, as amended, so as to increase the rate of taxation and provide for certain exemptions therefrom; providing for the collection of the tax levied and for disposition of the proceeds thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. Code of Alabama 1940, Title 51, Section 178, is amended to read as follows:

"Section 178. License tax on electric or hydroelectric public utility.— Each person, firm or corporation, including any corporations organized under Chapters 1, 2 and 3 of Title 18, Code of Alabama 1940, as amended, operating an electric or hydroelectric public utility shall pay to the state a license tax equal to two and one-half per cent on each dollar of gross receipts of such public utility for the preceding year, except that gross receipts from the sale of electricity for resale by such electric or hydroelectric public utilities shall be deducted in computing the amount of tax due hereunder. For the

first year's business where an existing electric public utility is taken over, such license tax payable to the state shall be equal to two and one-half per cent on each dollar of gross receipts for the preceding year of the electric utility taken over, after deduction of gross receipts derived from sales of electricity for resale and less whatever sum the prior operators shall have paid as such license tax on the gross receipts for that year. Where no existing electric public utility is taken over, the license tax for the first year upon such utility shall be based upon the first year's business, computed as provided hereinabove, but shall in no event be less than one hundred dollars for the first year's business. Any person, firm, or corporation establishing a new electric public utility shall pay to the state the sum of one hundred dollars and shall also at the same time execute a bond payable to the State of Alabama to insure payment of whatever sum in addition to such one hundred dollars may be due when, at the end of the first year, the amount of gross receipts for the year is ascertainable. Such license tax shall be paid to the Department of Revenue by check made payable to the Treasurer and shall be paid quarterly, one-fourth on October first, one-fourth on January first, one-fourth on April first and one-fourth on July first and shall become delinquent on the fifteenth day of each of said months. Payment shall be accompanied by a statement made by the president or other officer of the public utility or by the owner thereof, giving the name of the person, firm or corporation owning and operating such public utility and the principal place of business thereof, together with a statement under oath of the amount of gross receipts of such public utility for the preceding year. The books of every person, firm or corporation operating such public utility shall be at all times open to the inspection of the department of revenue. Any person failing to make such sworn statement or willfully making a false statement of the gross receipts of such public utility shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not exceeding five hundred dollars, and shall also forfeit to the state three times the amount of the license for such public utility; but no license under this schedule shall be paid to the county or counties."

Section 2. The provisions of any state, county or municipal ordinance or law to the contrary notwithstanding, the tax levied and collectible pursuant to Section 1 of this Act shall be deductible from and shall not constitute a part of gross receipts for purposes of computing the amount due under any state, county or municipal tax, excise, license or fee which is based upon or measured by the gross receipts of any person, firm, municipality or corporation operating an electric or hydroelectric public utility subject to the tax levied by said Section 1.

Section 3. All revenues collected under the provisions of this Section shall, after deduction of the cost of collection, be distributed in the following manner: (1) eighty-five per cent of the balance remaining after deduction of the cost of collection shall be deposited in the Special Mental Health Fund to be used for mental health purposes; (2) fifteen per cent of the balance remaining after deduction of the cost of collection shall be deposited in the general fund.

Section 4. In the event any section, sentence, clause, phrase, part or provisions of this Act shall be declared invalid, such invalidity shall not affect the validity of the remaining sections, sentences, clauses, phrases, parts or provisions of this Act, which shall continue to be effective.

Section 5. This Act shall become effective as of October 1, 1971, after its passage and approval by the Governor, or upon its otherwise becoming a law.

On motion of Mr. Williams, the motion of Mr. Mims that the House non-concur in the Senate amendments to the bill, H. 1810, and request a Committee of Conference, was tabled.

Yeas 39; Nays 32.

Yeas:

Mr. Speaker	Crawford	Grainger	Pruitt
Adwell	Cross	Hearn	Robertson
Bank	Crowe	Lutz	Smith (K)
Boutwell	Doss	McCluskey	Stewart
Bowers	Downing	Manley	Turner
Callahan	Ellis	Merrill	Waggoner
Carnes	Erdreich	Naramore	Waldrop
Casey	Falkenburg	Nettles	Weeks
Cauthen	Fite	Owens	Wood
Collins	Gloor	Perloff	

—39

Nays:

Messrs.:	Connell	King	Reynolds
Agee	Cottingham	Kinsey	St. John
Baker	Drake	Lang	Smith (P)
Barkett	Edwards	McCorquodale	Taylor
Bassett	Gafford	McDonald	Turnham
Benton	Grey (D)	May	Wallace
Brassell	Jackson	Mims	Warren
Carter	Jones (F)	Reid (R)	Wise
Chesnut			

—32

On motion of Mr. Williams, the House concurred in and adopted the Senate amendments to the bill, H. 1810.

Yeas 57; Nays 36.

Yeas:

Mr. Speaker	Cross	Grainger	Owens
Adwell	Crowe	Gray (F)	Perloff
Bank	Culver	Grey (D)	Pruitt
Boles	Dill	Headley	Reid (R)
Boutwell	Doss	Hearn	Stewart
Bowers	Downing	Hill	Stubbs
Callahan	Easters	Jones (E)	Therrell
Carnes	Ellis	King	Timmons
Casey	Erdreich	Lutz	Turner
Cauthen	Falkenburg	Manley	Waggoner
Cherner	Fite	Meeks	Waldrop
Collins	Flippo	Merrill	Wallace
Coshatt	Gafford	Naramore	Weeks
Cottingham	Gloor	O'Daniel	Wood
Crawford			

—57

Nays:

Messrs.:	Benton	Goodwin	McCorquodale
Adams	Brassell	Hardin	McDonald
Agee	Carter	Jackson	May
Baker	Chesnut	Jones (F)	Mims
Barkett	Connell	Kinsey	Nettles
Bassett	Drake	Lang	Parker (T)

Reynolds	Smith (K)	Stokes	Turnham
Robertson	Smith (P)	Straiton	Warren
St. John	Snell	Taylor	Wise
Slate			

—36

And the bill, H. 1810:

To raise revenue; amending Title 51, Section 178, Code of Alabama 1940, as amended, so as to increase the rate of taxation and provide for certain exemptions therefrom; providing for the collection of the tax levied and for disposition of the proceeds thereof.

As amended by the Senate amendments, was again read at length and passed.

Yeas 56; Nays 36.

Yeas:

Mr. Speaker	Cottingham	Grey (D)	Pruitt
Adams	Crawford	Harris	Reid (R)
Adwell	Cross	Headley	Roberts
Bank	Crowe	Hill	Robertson
Boles	Culver	Jones (E)	Smith (P)
Boutwell	Doss	King	Stewart
Bowers	Downing	Lang	Stokes
Brassell	Easters	Lutz	Stubbs
Callahan	Fite	Manley	Therrell
Carnes	Flippo	Meeks	Turner
Casey	Gloor	Merrill	Waggoner
Cauthen	Goodwin	Naramore	Waldrop
Collins	Grainger	Owens	Weeks
Coshatt	Gray (F)	Perloff	Wood

—56

Nays:

Messrs.:	Dill	Jones (F)	Slate
Agee	Drake	Kinsey	Smith (K)
Baker	Edwards	McCluskey	Snell
Barkett	Ellis	McCorquodale	Straiton
Bassett	Erdreich	McDonald	Taylor
Benton	Falkenburg	May	Timmons
Carter	Gafford	Nettles	Turnham
Cherner	Hardin	Reynolds	Wallace
Chesnut	Jackson	St. John	Wise
Connell			

—36

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1809. To amend Title 51, Section 182, as amended, Code of Alabama 1940, as amended, to delete the exemption of the first \$50,000.00 from taxation.

Also:

H. 1800. To amend Section 183, Title 51, Code of Alabama 1940 to provide for a license tax on telegraph business measured by gross receipts

rather than the mileage of the telegraph line, or lines, operated by it in the State.

Also:

H. 1812. To amend Title 51, Section 176, Code of Alabama 1940, as amended, to increase the amount of the license and to reduce the assessment percentages.

Also:

H. 2780. To amend Sections 1 and 2 of Act No. 308, Regular Session of the Legislature of Alabama of 1963, relating to the imposition of a privilege or license tax on persons, firms, and corporations engaged in the business of performing certain contracts so as to increase the rate of taxation and to make further provisions for the disposition of revenues thereof.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1811. To amend Title 51, Section 177, Code of Alabama 1940, as amended, to increase the rate of taxation.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Williams, the House non-concurred in the Senate amendments to the bill, H. 1811, said Senate amendments being as follows:

A BILL TO BE ENTITLED AN ACT

To amend Section 177, Code of Alabama 1940, to increase the License Tax levied thereby.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 177 of the Code of Alabama of 1940, is hereby amended to read as follows:

Section 177. License Tax of Gross Receipts.—For each person operating a public utility, such as street railroad or interurban railroad operated by electricity or other motive power, water works, gas company, pipe lines company for transporting or carrying gas, oil, gasoline, water or other commodities, gas distributing companies whether by means of pipe line or by tanks, drums, tubes, cylinders, or otherwise, heating companies or other public utility, except electric, hydroelectric, telephone or telegraph companies, railroad or sleeping car companies and express companies, which are otherwise licensed shall pay to the State a license tax equal to two and one-half per cent (2.5%) on each dollar of gross receipts of such public utility in this State for the preceding years. For the first year's business (1) where an existing public utility is taken over, such license tax payable to the State shall be equal to two

and one-half per cent (2.5%) on each dollar of the gross receipts for the preceding year of the public utility taken over, less whatever sum the prior operators have paid as such license tax on the gross receipts for that year. (2) Where no existing public utility is taken over such license tax for the first year, as well as for the second year, shall be based on the first year's business, but shall in no event be less than one hundred dollars for the first year's business, provided where business is started after April first the payment shall be not less than fifty dollars. Any person establishing a new public utility shall pay to the State the sum of one hundred dollars where operation is begun between October first and April first, and fifty dollars when operation is begun after April first and shall also at the same time execute a bond, payable to the State of Alabama, to insure payment of whatever sum, in addition to the one hundred dollars, or fifty dollars, which may be due when at the end of the first year or if operation begun after April first the amount of the gross receipts are ascertainable. Such license tax shall be paid to the Department of Revenue by check made payable to the Treasurer and shall be paid quarterly, one-fourth on October first, one-fourth on January first, one-fourth on April first and one-fourth on July first and shall become delinquent on the fifteenth day of each said months, based upon gross receipts for the preceding year or half year, if operations begun after April first. The payment of such license shall be accompanied by a sworn statement made on forms furnished by the Department of Revenue, by the president, manager, or operating officer of the public utility or by the owner, receiver or trustee thereof, giving the name of the person, firm or corporation owning and operating said public utility, and the principal place of business thereof, showing the gross receipts of such public utility for the preceding year. The books of every person operating a public utility shall be at all times open to the inspection of the Department of Revenue. Any person failing to make such sworn statement or wilfully making a false statement of the gross receipts of such public utility shall be guilty of a misdemeanor and upon conviction shall be fined not exceeding five hundred dollars, and shall also forfeit to the State three times the amount of the license on said utility, but no license under this schedule shall be paid to county or counties.

Section 2. This Act shall become effective on October first after its approval by the Governor or upon its otherwise becoming a law.

Senate amendment to substitute for H. B. 1811:

Amend the title by adding the word and figure, "Title 51," after the figure 177.

Also in Section 1 add the word and figure "Title 51," after the figure 177 in line one.

(A) Amend the substitute for House Bill 1811 by adding the following Section immediately following Section 1:

"Section 2. All revenues collected under the provisions of this Section shall, after deduction of the cost of collection, be distributed in the following manner: (1) sixty-eight per cent of the balance remaining after deduction of the cost of collection shall be deposited in the Special Mental Health Fund to be used for mental health purposes; (2) thirty-two per cent of the balance remaining after deduction of the cost of collection shall be deposited in State General Fund."

(B) Amend the substitute for House Bill 1811 by renumbering the present Section 2 to Section 3.

(A) Amend the Substitute for House Bill 1811 by adding the following Section immediately following Section 1:

"Section 2. All revenues collected under the provisions of this Section shall, after deduction of the cost of collection, be distributed in the following manner: (1) eighty-five per cent of the balance remaining after deduction of the cost of collection shall be deposited in the Special Mental Health Fund to be used for mental health purposes; (2) fifteen per cent of the balance remaining after deduction of the cost of collection shall be deposited in State General Fund."

(B) Amend the substitute for House Bill 1811 by renumbering the present Section 2 to Section 3.

Yeas 63; Nays 7.

Yeas:

Mr. Speaker	Crowe	Headley	Reid (R)
Adams	Culver	Hearn	Reynolds
Adwell	Doss	Hill	Robertson
Baker	Downing	King	St. John
Bank	Drake	Kinsey	Smith (K)
Barkett	Easters	Lang	Smith (P)
Boutwell	Edwards	Lutz	Snell
Brassell	Fite	McCluskey	Stokes
Callahan	Flippo	McCorquodale	Straiton
Carnes	Gafford	McDonald	Therrell
Cherner	Grainger	Manley	Turner
Chesnut	Gray (F)	O'Daniel	Waldrop
Collins	Grey (D)	Owens	Weeks
Connell	Hale	Parker (T)	Wise
Cottingham	Hardin	Perloff	Wood
Crawford	Harris	Pruitt	

—63

Nays:

Messrs.:	Dill	Falkenburg	Meeks
Agee	Ellis	Jones (F)	Timmons

—7

On motion of Mr. Williams, a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendment to the bill, H. 1811.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Williams, Turner and Easters.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1815. To amend Title 51, Section 180, Code of Alabama 1940, as amended, to delete the provision for the exemption of the first one hundred fifty thousand dollars from taxation.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Hobbie, the House concurred in and adopted the Senate amendment to the bill, H. 1815, said Senate amendment being as follows:

Amend House Bill No. 1815 by adding at the end of Section 1 the following:

"Provided, however, that no railroad shall be liable for this license or privilege tax for any year in which its gross intrastate earnings shall be less than \$150,000."

Yeas 71; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hill	Reynolds
Adams	Dill	Hobbie	St. John
Adwell	Doss	Jones (E)	Slate
Agee	Downing	Jones (F)	Smith (K)
Bassett	Drake	King	Smith (P)
Boles	Edwards	Lang	Straiton
Boutwell	Ellis	Lutz	Stubbs
Bowers	Falkenburg	McCluskey	Taylor
Brassell	Fite	McDonald	Therrell
Callahan	Flippo	Manley	Timmons
Carnes	Goodwin	Meeks	Turnham
Carter	Grainger	Merrill	Wallace
Cauthen	Gray (F)	Naramore	Warren
Collins	Hale	O'Daniel	Weeks
Connell	Hardin	Owens	Williams
Coshatt	Harris	Perloff	Wise
Cottingham	Headley	Pruitt	Wood
Cross	Hearn	Reid (R)	

—71

And the bill, H. 1815, as amended by the Senate amendment was again read at length and passed.

Yeas 71; Nays 1.

Yeas:

Mr. Speaker	Cross	Hearn	Reid (R)
Agee	Crowe	Hill	Reynolds
Baker	Doss	Hobbie	St. John
Barkett	Downing	Jones (E)	Slate
Bassett	Drake	King	Smith (K)
Benton	Easters	Lang	Smith (P)
Boles	Edwards	Lutz	Straiton
Boutwell	Ellis	McCluskey	Stubbs
Bowers	Falkenburg	McDonald	Taylor
Callahan	Fite	Manley	Therrell
Carnes	Flippo	Meeks	Timmons
Carter	Goodwin	Merrill	Turner
Cauthen	Grainger	Naramore	Warren
Chesnut	Gray (F)	O'Daniel	Weeks
Collins	Gray (D)	Owens	Williams
Connell	Hale	Parker (T)	Wise
Coshatt	Hardin	Perloff	Wood
Cottingham	Headley	Pruitt	

—71

Nay: Mr. Dill.

—1

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1813. To amend Title 51, Section 910, Code of Alabama of 1940, to provide for the further distribution of certain revenues as collected by the Department of Revenue.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. McCorquodale, the House concurred in and adopted the Senate amendment to the bill, H. 1813, said Senate amendment being as follows:

Amend Section 1 of House Bill 1813 by striking the figure "178" wherever it appears therein.

Yeas 66; Nays 0.

Yeas:

Mr. Speaker	Connell	Hale	Reid (R)
Adams	Cross	Hardin	Reynolds
Adwell	Crowe	Headley	St. John
Agee	Dill	Hearn	Slate
Bank	Doss	Hill	Smith (K)
Barkett	Downing	Jones (E)	Smith (P)
Bassett	Drake	King	Stokes
Boles	Easters	Lang	Straiton
Boutwell	Edwards	Lutz	Therrell
Bowers	Erdreich	McCluskey	Timmons
Brassell	Falkenburg	McDonald	Turner
Callahan	Fite	Manley	Turnham
Carnes	Flippo	Narmore	Wallace
Carter	Goodwin	Owens	Weeks
Cauthen	Grainger	Perloff	Williams
Chesnut	Gray (F)	Pruitt	Wise
Collins	Grey (D)		

—66

And the bill, H. 1813, as amended by the Senate amendment was again read at length and passed.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Connell	Edwards
Adams	Bowers	Coshatt	Erdreich
Adwell	Brassell	Cross	Falkenburg
Agee	Callahan	Crowe	Fite
Baker	Carnes	Dill	Flippo
Barkett	Carter	Doss	Goodwin
Bassett	Cauthen	Downing	Grainger
Benton	Chesnut	Drake	Gray (F)
Boles	Collins	Easters	Grey (D)

Hale	McCorquodale	Reynolds	Stubbs
Hardin	McDonald	Robertson	Therrell
Headley	Manley	St. John	Timmons
Hearn	Meeks	Slate	Turner
Hill	Naramore	Smith (K)	Turnham
Jones (E)	O'Daniel	Smith (P)	Wallace
King	Owens	Snell	Williams
Lang	Perloff	Stokes	Wise
Lutz	Pruitt	Straiton	Wood
McCluskey	Reid (R)		

—74

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 2816. Proposing an amendment to the Constitution of Alabama relating to the compensation of certain officers of Lawrence County.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2250. To require that any person whose driving license has been canceled, suspended or revoked by the Director of Public Safety or any court of competent jurisdiction shall pay a fee to the Department of Public Safety upon application for reinstatement of such license, and to provide that all fees so collected by the Director shall be deposited into the General Fund of the State of Alabama.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Stubbs, the House concurred in and adopted the Senate amendment to the bill, H. 2250, said Senate amendment being as follows:

Amend H. B. 2250 as follows:

Amend Section 1 by striking out "a fee of Ten (\$10.00) Dollars" and in lieu thereof inserting "a fee of Twenty-five (\$25.00) Dollars."

Yeas 63; Nays 5.

Yeas:

Mr. Speaker	Boles	Connell	Culver
Adwell	Bowers	Coshatt	Doss
Agee	Brassell	Cottingham	Downing
Bank	Carnes	Crawford	Drake
Barkett	Carter	Cross	Easters
Bassett	Cauthen	Crowe	Erdreich

Flippo	Jones (E)	Parker (T)	Stubbs
Goodwin	Jones (F)	Perloff	Taylor
Grainger	King	Reid (R)	Therrell
Gray (F)	Lutz	Reynolds	Timmons
Grey (D)	McCluskey	Robertson	Turner
Hardin	McDonald	St. John	Turnham
Harris	Meeks	Slate	Wallace
Headley	Namamore	Smith (K)	Williams
Hearn	O'Daniel	Smith (P)	Wood
Hill	Owens	Stokes	

—63

Nays:

Messrs.:	Boutwell	Kinsey	Wise
Baker	Dill		

—5

And the bill, H. 2250, as amended by the Senate amendment, was again read at length and passed.

Yeas 61; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hearn	Roberts
Adwell	Cross	Hill	Robertson
Agee	Dill	Jones (E)	St. John
Barkett	Doss	Jones (F)	Smith (K)
Bassett	Downing	King	Smith (P)
Benton	Drake	Kinsey	Stokes
Boles	Easters	Lutz	Taylor
Bowers	Erdreich	McDonald	Therrell
Brassell	Flippo	Meeks	Timmons
Carnes	Goodwin	Namamore	Turnham
Carter	Grainger	O'Daniel	Waldrop
Cauthen	Gray (F)	Owens	Wallace
Collins	Grey (D)	Perloff	Williams
Connell	Hardin	Reid (R)	Wise
Coshatt	Headley	Reynolds	Wood
Cottingham			

—61

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2251. Relating to the furnishing of operating record by the Director of Public Safety and the cost thereof, and amending Section 3 of Act No. 704, General Acts of Alabama 1951, as amended by Act No. 707, General Acts of Alabama 1961, approved September 8, 1961.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

Mr. Stubbs moved that the House non-concur in the Senate amendment to the Bill, H. 2251, said Senate amendment being as follows:

Amend H. B. 2251 as follows:

Amend Section 1 by striking out "The Director shall collect for such abstract the sum of Five Dollars (:5.00)", and in lieu thereof inserting "The Director shall collect for such abstract the sum of Two Dollars (\$2.00)."

SUBSTITUTE MOTION TABLED

On motion of Mr. Stubbs, the substitute motion offered by Mr. Mathews that the House concur in the Senate amendment to the bill, H. 2251 was tabled.

Yeas 46; Nays 32.

Yeas:

Mr. Speaker	Crawford	Jones (F)	Smith (K)
Adwell	Cross	King	Stewart
Agee	Crowe	Kinsey	Stokes
Bassett	Dill	Lang	Straiton
Benton	Doss	Lutz	Stubbs
Boles	Downing	May	Taylor
Callahan	Edwards	Merrill	Turner
Carnes	Grainger	Naramore	Waldrop
Carter	Gray (F)	Nettles	Williams
Collins	Hardin	Perloff	Wise
Connell	Harris	Slate	Wood
Coshatt	Jones (E)		

—46

Nays:

Messrs.:	Ellis	McCluskey	Reid (R)
Adams	Erdreich	McCorquodale	Robertson
Baker	Gafford	McDonald	St. John
Barkett	Goodwin	Manley	Smith (P)
Brassell	Grey (D)	Mathews	Timmons
Cherner	Headley	Owens	Turnham
Chesnut	Hobbie	Parker (T)	Waggoner
Cottingham	Jackson	Pruitt	Wallace
Easters			

—32

The question, then, was on the adoption of the motion of Mr. Stubbs, that the House non-concur in the Senate amendment to the bill, H. 2251, and request a Committee of Conference on the disagreement of the two Houses.

MOTION TO TABLE LOST

The motion of Mr. Owens to table the motion of Mr. Stubbs was lost.

Yeas 27; Nays 54.

Yeas:

Messrs.:	Cauthen	Gafford	Parker (T)
Adams	Cherner	Hobbie	Pruitt
Baker	Chesnut	Jackson	St. John
Barkett	Cottingham	Kinsey	Slate
Boutwell	Ellis	McCluskey	Smith (P)
Brassell	Erdreich	McCorquodale	Timmons
Carter	Falkenburg	Owens	Waggoner

—27

Nays:

Mr. Speaker	Crowe	King	Stewart
Agee	Culver	Lang	Stokes
Bank	Dill	Lutz	Straiton
Bassett	Downing	May	Stubbs
Benton	Edwards	Merrill	Taylor
Boles	Flippo	Mims	Turner
Burgess	Goodwin	Naramore	Turnham
Callahan	Grainger	Nettles	Waldrop
Carnes	Gray (F)	Parker (H)	Wallace
Collins	Hardin	Perloff	Warren
Connell	Harris	Reid (R)	Williams
Coshatt	Hill	Robertson	Wise
Crawford	Jones (E)	Smith (K)	Wood
Cross	Jones (F)		

—54

And the motion of Mr. Stubbs was adopted.

Yeas 75; Nays 11.

Yeas:

Mr. Speaker	Crowe	Jackson	Reid (R)
Agee	Culver	Jones (E)	Robertson
Bank	Dill	Jones (F)	St. John
Bassett	Doss	King	Slate
Benton	Downing	Kinsey	Smith (K)
Boles	Easters	Lang	Stewart
Burgess	Edwards	Lutz	Straiton
Callahan	Falkenburg	McCluskey	Stubbs
Carnes	Flippo	Manley	Taylor
Carter	Goodwin	May	Therrell
Casey	Grainger	Merrill	Turner
Cauthen	Gray (F)	Mims	Turnham
Cherner	Grey (D)	Naramore	Waldrop
Collins	Hardin	Nettles	Wallace
Connell	Harris	O'Daniel	Warren
Coshatt	Headley	Parker (H)	Williams
Cottingham	Hearn	Parker (T)	Wise
Crawford	Hill	Perloff	Wood
Cross	Hobbie	Pruitt	

—75

Nays:

Messrs.:	Barkett	Chesnut	Gafford
Adams	Boutwell	Ellis	Smith (P)
Baker	Brassell	Erdreich	Timmons

—11

COMMITTEE OF CONFERENCE ON H. 2251.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Stubbs, Owens and Headley.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolution, to-wit:

H. J. R. 223. Providing for additional staff and expenses for the Legislature.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

RESOLUTION

The following resolution was introduced:
By Mr. Boutwell:

H. J. R. 232. MOURNING THE DEATH OF JAMES W. MORGAN
W. MORGAN

WHEREAS James W. Morgan former Mayor of the City of Birmingham, died on September 9, 1971, at the age of 80 years; and

WHEREAS Mayor James W. Morgan of Birmingham was first elected Commissioner of Public Improvements in 1937, re-elected in 1941, 1945 and 1949, and became interim Mayor of Birmingham in May 1953; he was elected Mayor in November 1953 and again in 1957; he served until 1961, and did not seek re-election. He served 3 years as a member of the Birmingham Park and Recreation Board before, and for 3 years following his 24 years as Commissioner and as Mayor of the City of Birmingham; and

WHEREAS in 1948 he was elected and served as President of the American Public Works Association. He spearheaded the organization of the Alabama Chapter of American Public Works Association; he served as President of the Alabama League of Municipalities, and was active in the National League of Cities; he served as First President of the Southern Building Code Congress; and

WHEREAS through his strong leadership in the face of strong opposition, he was the driving power behind the building and expansion of the Jimmy Morgan Zoo, which is visited by hundreds of thousands of children in our State yearly; and two years before his retirement as Mayor he earmarked and set aside \$200,000.00 in public works funds for the Botanical Gardens and continued his co-operation as a private citizen and as a member of the Park and Recreation Board in securing and removing the Japanese Tea House to Birmingham's beautiful Japanese Garden; and

WHEREAS Mr. Morgan in his campaign for Mayor could say: "Throughout my years as a member of your commission, the city has lived within its income; substantially reduced its bonded indebtedness; and constructed many improvements without any added taxes, including our new City Hall, the enlarged Municipal Stad-

ium, underpasses, viaducts, public parks, the Fair Park development, modern highways, the development of one of the first 10 best-lighted cities in the U.S., and slum clearance. 'Building Birmingham is big business—and anything that is good for Birmingham is my business.' ”; and

WHEREAS he attended the Birmingham Public Schools, was an outstanding baseball player in his youth, served in World War I, was a member of the American Legion, Mason, Shriners, Elks, Eagles and Birmingham Lions Club. He operated a west end radio company for years before entering public office. Jimmy Morgan loved Birmingham and its people. He was never too busy to speak with his friends. He often could be found hiking through Lane Park, stopping to chat with old friends, petting the animals at the Zoo or watching the children enjoy the animals and flowers which was a dream he saw come true.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That this body deeply regrets the passing of James W. Morgan, and extends its sincere sympathy to the surviving members of his family.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to members of the immediate family.

On motion of Mr. Boutwell, the rules were suspended and the resolution was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1803. To make appropriations for Mental Health purposes and for the payment of principal and interest on Mental Health Bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXLI.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

Mr. Mathews moved that the House concur in and adopt the Senate amendment to the bill, H. 1803, said Senate amendment being as follows:

1. Amend H. B. 1803 by deleting paragraph (c) of Subsection 2 thereof and substitute therefor the following:

(c) To the State Mental Health Department:

For operation and maintenance.

For the fiscal year ending September 30, 1972,

estimated 23,891,737.50

For the fiscal year ending September 30, 1973,

estimated 28,140,793.75

2. Amend H. B. 1803 by adding to Section 1, Subsection (2), thereof, between paragraph (e) and the last paragraph of Section 1 on page 2 of the bill, the following paragraph:

(f) To the State Mental Health Department:

For the Operation of the Community Mental Health Centers.

For the fiscal year ending September 30, 1972 \$2,600,000.00

For the fiscal year ending September 30, 1973 \$3,400,000.00

SUBSTITUTE MOTION TABLED

On motion of Mr. Collins, the substitute motion offered by Mr. Dill, that the House non-concur in the Senate amendment to the bill, H. 1803, and request a Committee of Conference was tabled.

Yeas 64; Nays 19.

Yeas:

Mr. Speaker	Cross	Hearn	St. John
Adams	Doss	Hill	Slate
Adwell	Downing	Jones (F)	Smith (K)
Agee	Drake	Kinsey	Smith (P)
Barkett	Easters	Lutz	Stewart
Brassell	Edwards	McCluskey	Stokes
Burgess	Erdreich	McCorquodale	Stubbs
Callahan	Falkenburg	McDonald	Taylor
Carnes	Flippo	Manley	Therrell
Carter	Gloor	May	Turner
Cauthen	Goodwin	Nettles	Turnham
Collins	Grainger	O'Daniel	Waldrop
Connell	Gray (F)	Perloff	Weeks
Coshatt	Hardin	Pruitt	Williams
Cottingham	Harris	Reid (R)	Wise
Crawford	Headley	Roberts	Wood

—64—

Nays:

Messrs.:	Boutwell	Ellis	Parker (T)
Baker	Cherner	Gafford	Robertson
Bank	Chesnut	Grey (D)	Straiton
Benton	Culver	King	Timmons
Boles	Dill	Lang	Wallace

—19—

The question, then, was on the motion of Mr. Mathews that the House concur in the Senate amendment to the bill, H. 1803, and the motion was adopted.

Yeas 82; Nays 6.

Yeas:

Mr. Speaker	Brassell	Collins	Easters
Adams	Burgess	Connell	Edwards
Adwell	Callahan	Coshatt	Ellis
Agee	Carnes	Cottingham	Erdreich
Baker	Carter	Crawford	Falkenburg
Barkett	Casey	Cross	Flippo
Bassett	Cauthen	Doss	Gafford
Benton	Cherner	Downing	Gloor
Boutwell	Chesnut	Drake	Goodwin

Grainger	McCluskey	Reid (R)	Taylor
Gray (F)	McCorquodale	Reynolds	Therrell
Grey (D)	McDonald	Roberts	Timmons
Hardin	Manley	St. John	Turner
Harris	Mathews	Smith (K)	Turnham
Headley	May	Smith (P)	Waggoner
Hearn	Mims	Snell	Waldrop
Hill	Naramore	Stewart	Wallace
Jones (F)	Nettles	Stokes	Williams
Kinsey	O'Daniel	Straiton	Wise
Lang	Perloff	Stubbs	Wood
Lutz	Pruitt		

—82

Nays:

Messrs.:	Dill	Parker (T)	Slate
Boles	King	Robertson	

—6

And the bill, H. 1803, as amended by the Senate amendment was again read at length and passed.

Yeas 87; Nays 2.

Yeas:

Mr. Speaker	Cross	Jackson	Robertson
Adams	Crowe	Jones (F)	St. John
Agee	Culver	King	Slate
Baker	Dill	Kinsey	Smith (K)
Bank	Downing	Lang	Smith (P)
Barkett	Drake	Lutz	Snell
Bassett	Easters	McCluskey	Stewart
Benton	Edwards	McCorquodale	Stokes
Brassell	Ellis	McDonald	Straiton
Burgess	Erdreich	Manley	Stubbs
Callahan	Falkenburg	Mathews	Taylor
Carnes	Flippo	May	Therrell
Carter	Gloor	Mims	Timmons
Casey	Goodwin	Naramore	Turner
Cauthen	Grainger	Nettles	Turnham
Cherner	Gray (F)	O'Daniel	Waldrop
Chesnut	Grey (D)	Parker (H)	Wallace
Collins	Hardin	Perloff	Warren
Connell	Harris	Pruitt	Williams
Coshatt	Headley	Reid (R)	Wise
Cottingham	Hearn	Reynolds	Wood
Crawford	Hill	Roberts	

—87

Nays: Messrs.: Boles and Parker (T). —2

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 255. To further provide for supernumerary district attorneys.

Also:

S. 963. To be known as the Alabama Limited Partnership Act, relat-

ing to the law of limited partnerships and limited partnership property, including with respect thereto definition of terms, rules of construction, rules for cases not provided for in this Act, provisions for existing limited partnerships, definition of limited partnerships, formation, business which may be carried on, character of limited partner's contribution, limited partnership name, liability for false statements in certificate, limited partner not liable to creditors, limited partner shall not act as agent, admission of additional limited partners, rights, powers and liabilities of a general partner, rights of a limited partner, status of person erroneously believing himself a limited partner, one person both general and limited partner, loans and other business transactions with limited partner, relation of limited partners inter se, compensation of limited partner, withdrawal or reduction of limited partner's contribution, liability of limited partner to partnership, nature of limited partner's interest in partnership, assignment of limited partner's interest, effect of retirement, death, insanity or mental incapacity of a general partner, death of a limited partner, the rights of creditors of limited partners, distribution of assets, when certificate shall be cancelled or amended, requirements for amendment and for cancellation of certificate, parties to actions; to repeal Sections 6-27, both inclusive, Title 43, Code of Alabama 1940, and all acts amendatory thereof, except as affecting existing limited partnerships to the extent set forth in Section 5 of this Act, and other inconsistent legislation.

Also:

S. 460. To further identify creditable years of service under the State Employees' Retirement System.

Also:

S. 964. To be known as the Alabama Partnership Act, relating to the law of partnerships and partnership property, including with respect thereto definition of terms, interpretation of knowledge and notice, rules of construction, rules for cases not provided for in this act, nature of a partnership, relations of partners to persons dealing with the partnership, relations of partners to one another, property rights of a partner, dissolution and winding up; to repeal Sections 1 to 5 inclusive and Sections 28 to 35 inclusive of Title 43 and Sections 280-292 inclusive of Title 61, Code of Alabama 1940, as amended, and Act No. 584, General Acts 1957, and Act No. 1071, General Acts 1969, and other inconsistent legislation.

Also:

S. 1142. To amend Code of Alabama, 1940, Title 5, Section 131, so as to authorize and approve the use of automatic unmanned cash dispensing machines by banks on each day of the week including Sunday.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 414. To provide a Uniform Alabama Controlled Substances Act for preventing drug abuse and drug dependence, to standardize all laws in this state to be in conformity with the new Federal Comprehensive Drug Abuse Prevention and Control Act of 1970, and to repeal existing state statutes in conflict.

Also:

S. 960. Relating to all counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census; to provide clerical assistants for certain officers of the circuit court in such counties and to prescribe the compensation therefor.

Also:

S. 1058. Relating to all counties having populations of not less than 52,500 nor more than 54,000, according to the most recent federal decennial census; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the act and the collection and distribution of the proceeds of the tax; prescribing penalties for violations.

Also:

S. 807. To amend Title 22, Section 199, Code of Alabama 1940, to further provide for the care of patients; nonresident patients; reports as to patients; and charges for treatment in tuberculosis hospitals by establishing the number of subsidized beds for indigent tuberculosis patients and further providing for operation of clinics for treatment and control of tuberculosis.

Also:

S. 1091. To regulate further the costs and fees in the county courts of all counties having populations of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal census.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Hawkins, King, Dominick, Cook, Bailes, Lybrand, Weaver, Vacca and Pelham:

S. J. R. 114. INVITATION TO BOBBY AND DONNIE ALLISON TO VISIT THE LEGISLATURE.

WHEREAS this Legislature is deeply grateful for the notoriety and fame brought to the State of Alabama by the brilliant performance by two of the worlds greatest race car drivers, Bobby and Donnie Allison; and

WHEREAS Their performance both on and off the race track places them in the elite of their profession, and they are held in highest esteem by their fans and fellow drivers; and

WHEREAS the Allison brothers have not only brought fame to Huey-town, Alabama, but have also placed Alabama as a whole on the map in this most dangerous and skilled sport; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That an invitation is hereby cordially extended to both Bobby and Donnie Allison to visit the Alabama Legislature,

BE IT FURTHER RESOLVED, that copies of this resolution be sent to the Allison brothers along with members of their respective families.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Gloor, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 114, set out in the above and foregoing Message from the Senate.

SPECIAL ORDER RESUMED

And the bill:

S. 1002. To further provide for the administration of Sections 1901 through 1908 of the Federal Social Security Act by the State Health Department.

Was read a third time at length and passed.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Casey	Downing	Grey (D)
Adams	Cauthen	Drake	Hardin
Adwell	Cherner	Easters	Harris
Agee	Chesnut	Edwards	Headley
Baker	Collins	Ellis	Hearn
Barkett	Connell	Erdreich	Hill
Bassett	Coshatt	Falkenburg	Jackson
Benton	Cottingham	Flippo	Jones (F)
Boles	Crawford	Gafford	King
Boutwell	Cross	Gloor	Kinsey
Brassell	Crowe	Goodwin	Lutz
Carnes	Dill	Grainger	McCluskey
Carter	Doss	Gray (F)	McCorquodale

McDonald	Pruitt	Snell	Turner
Manley	Reid (R)	Stewart	Turnham
May	Reynolds	Stokes	Waldrop
Naramore	Roberts	Straiton	Wallace
Nettles	Robertson	Stubbs	Warren
O'Daniel	St. John	Taylor	Williams
Owens	Slate	Therrell	Wise
Parker (T)	Smith (K)	Timmons	Wood
Perloff	Smith (P)		

—86

And the bill:

S. 868. To amend Sections 2, 5 and 6 of Act Number 771, enacted at the 1969 Regular Session of the Legislature of Alabama (Acts 1969-70, page 1373), (an act to provide for the control and disposal of solid wastes) so as to provide the method of obtaining a certificate of exception, to provide for the collection of fees, charges and rates for providing services, and to provide penalties for failing to pay said fees, charges and rates, and for failing to comply with conditions of certificate of exception issued under said Act.

Was read a third time at length and passed.

Yeas 70; Nays 1.

Yeas:

Mr. Speaker	Crawford	Hardin	Robertson
Adams	Cross	Harris	St. John
Agee	Crowe	Hill	Smith (P)
Baker	Dill	Jones (F)	Snell
Barkett	Doss	King	Stewart
Bassett	Downing	McCluskey	Stokes
Benton	Drake	McCorquodale	Straiton
Boutwell	Easters	McDonald	Stubbs
Brassell	Edwards	Naramore	Taylor
Carnes	Ellis	Nettles	Therrell
Carter	Erdreich	O'Daniel	Timmons
Casey	Falkenburg	Owens	Turner
Cauthen	Flippo	Parker (T)	Turnham
Chesnut	Gloor	Perloff	Wallace
Collins	Goodwin	Reid (R)	Warren
Connell	Grainger	Reynolds	Weeks
Coshatt	Gray (F)	Roberts	Wood
Cottingham	Grey (D)		

—70

Nay: Mr. Boles

—1

And the bill:

S. 808. To amend Section 4 of Act No. 211, Acts of Alabama 1945, p. 331, as amended by Section 2, Act No. 271, Acts of Alabama 1947, p. 114, as amended by Section 1, Act No. 870, Acts of Alabama 1965, p. 1631, and recompiled as Title 22, Section 204 (6), Code of Alabama 1940, Recompiled 1958, relating to the public health; providing an Advisory Council to the State Board of Health; and prescribing qualifications of the members of said Advisory Council.

Was read a third time at length and passed.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Jackson	Robertson
Adams	Crawford	Jones (F)	St. John
Agee	Cross	King	Smith (K)
Baker	Crowe	Kinsey	Smith (P)
Barkett	Dill	Lutz	Snell
Bassett	Downing	McCluskey	Stewart
Boles	Drake	McCorquodale	Stokes
Boutwell	Easters	McDonald	Straiton
Bowers	Edwards	Manley	Therrell
Brassell	Ellis	May	Timmons
Callahan	Erdreich	Naramore	Turner
Carnes	Falkenburg	Nettles	Turnham
Carter	Flippo	Owens	Waggoner
Casey	Gafford	Parker (T)	Wallace
Cauthen	Goodwin	Perloff	Warren
Cherner	Grainger	Pruitt	Weeks
Chesnut	Gray (F)	Reid (R)	Williams
Collins	Grey (D)	Reynolds	Wise
Connell	Hardin	Roberts	Wood
Coshatt	Hill		

—78

And the bill:

S. 815. To protect wildlife exhibited for public purposes; to provide that the Director of Conservation may prescribe standards for the care and treatment of captive wildlife; to require persons exhibiting wildlife to secure a permit from the Department of Conservation and to pay a permit fee of twenty-five dollars (\$25.00) therefor; to provide punishment for the violation of the provisions of this Act or the standards established hereunder.

Was read a third time at length and passed.

Yeas 81; Nays 1.

Yeas:

Mr. Speaker	Cottingham	Harris	Robertson
Adams	Crawford	Hill	St. John
Adwell	Cross	Jackson	Slate
Agee	Crowe	Jones (E)	Smith (K)
Baker	Dill	Jones (F)	Smith (P)
Barkett	Doss	King	Snell
Bassett	Downing	Kinsey	Stewart
Boles	Easters	Lutz	Stokes
Boutwell	Edwards	McCluskey	Straiton
Bowers	Ellis	McDonald	Taylor
Brassell	Erdreich	Manley	Therrell
Burgess	Falkenburg	Meeks	Timmons
Callahan	Flippo	Naramore	Turnham
Carnes	Gafford	O'Daniel	Waggoner
Carter	Gloor	Owens	Wallace
Casey	Goodwin	Parker (H)	Warren
Cauthen	Grainger	Perloff	Weeks
Cherner	Gray (F)	Pruitt	Williams
Chesnut	Hale	Reynolds	Wise
Collins	Hardin	Roberts	Wood
Connell			

—81

Nay: Mr. Grey (D).

—1

And the bill:

S. 172. To amend Section 270 of Title 22 of the Code of Alabama 1940, Recompiled 1958 to provide for medical treatment of minors with venereal disease.

Was read a third time at length and passed.

Yeas 74; Nays 2.

Yeas:

Mr. Speaker	Cross	Jones (E)	St. John
Adams	Crowe	Jones (F)	Slate
Adwell	Doss	King	Smith (K)
Baker	Downing	Kinsey	Smith (P)
Barkett	Easters	Lutz	Snell
Bassett	Edwards	McCluskey	Stewart
Boutwell	Ellis	Manley	Stokes
Bowers	Erdreich	May	Straiton
Brassell	Falkenburg	Meeks	Stubbs
Callahan	Flipppo	Naramore	Taylor
Carnes	Goodwin	Nettles	Therrell
Carter	Grainger	Parker (T)	Turnham
Casey	Gray (F)	Perloff	Waggoner
Cauthen	Grey (D)	Pruitt	Waldrop
Cherner	Hale	Reid (H)	Warren
Chesnut	Hardin	Reynolds	Williams
Collins	Headley	Roberts	Wise
Cottingham	Hill	Robertson	Wood
Crawford	Jackson		

—74

Nays: Messrs. Dill and Timmons.

—2

And the bill:

S. 1135. To amend Act No. 265, Regular Session 1963 (Acts 1963, p. 696) which Act authorizes the incorporation of Airport Authorities, to provide for the number of members of the Board of Directors of such Authority, the manner in which they shall be elected and to provide for the term of office of the members of said Board of Directors, to authorize the acquisition by eminent domain, construction, installation, equipping, maintaining and operating sanitary and storm sewer systems, water, electric and gas systems, upon, adjacent to, in connection with or for the furtherance of the use of any airport, heliport, aircraft landing area or manufacturing, industrial or retail shopping area owned or operated by the Authority, to provide for the employment of security guards by such Authorities, to authorize any county, city or other political subdivision, public corporation, agency or instrumentality of this State to furnish at the request of such Authority fire and air crash equipment of all kinds and personnel to properly operate such equipment at any airport, heliport or aircraft landing area owned, operated or used in connection therewith by such Authority, to prohibit any county, city or town from requiring the payment of any tax or privilege license by any person, firm or corporation for the reasonable use of its public streets, roads or highways in going to or from any airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of such Authority, and to validate all contracts entered into or legal actions heretofore instituted by any de facto or de jure Authority organized under said Act No. 265, Regular Session 1963.

Was read a third time at length and passed.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hill	Roberts
Adams	Crawford	Jackson	Robertson
Adwell	Cross	Jones (E)	St. John
Agee	Crowe	Jones (F)	Slate
Baker	Dill	King	Smith (K)
Barkett	Doss	Kinsey	Smith (P)
Bassett	Downing	Lutz	Snell
Benton	Easters	McCluskey	Stokes
Boles	Edwards	McCorquodale	Straiton
Boutwell	Ellis	McDonald	Stubbs
Bowers	Erdreich	Manley	Taylor
Brassell	Falkenburg	Mathews	Therrell
Burgess	Flippo	May	Timmons
Callahan	Gafford	Meeks	Turnham
Carnes	Goodwin	Naramore	Waggoner
Carter	Grainger	Nettles	Waldrop
Casey	Grey (D)	Parker (H)	Wallace
Cauthen	Hale	Perloff	Warren
Cherner	Hardin	Pruitt	Weeks
Chesnut	Harris	Reid (R)	Wise
Collins	Headley	Reynolds	Wood
Coshatt			

—85

And the bill:

S. 664. Authorizing consent to legally authorized medical, dental, health and mental health services by some minors, minor parents and others and not requiring consent under certain circumstances or conditions and providing indemnity from damages by persons relying on these consents.

Was taken up.

Mr. Cauthen offered the following amendment to the bill:

Amend Senate Bill 664 by adding at the end of Section 7 the following:

“(3) No provision of this Act shall be interpreted to empower any minor, mental incompetent, or any other person who is not otherwise by law entitled to enter into a binding agreement, to expressly or impliedly waive any right or cause of action arising by virtue of any treatment or procedure herein described.”

And the amendment was adopted.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Chesnut	Edwards
Adams	Bowers	Collins	Ellis
Adwell	Brassell	Connell	Erdreich
Agee	Callahan	Cottingham	Flippo
Baker	Carnes	Crawford	Gafford
Bank	Carter	Cross	Goodwin
Barkett	Casey	Dill	Grainger
Bassett	Cauthen	Downing	Gray (F)
Benton	Cherner	Easters	Grey (D)

Hale	McCorquodale	Pruitt	Stubbs
Hardin	McDonald	Reid (R)	Taylor
Harris	Manley	Reynolds	Therrell
Headley	Mathews	Roberts	Timmons
Hearn	May	Robertson	Turner
Hill	Meeks	St. John	Turnham
Jackson	Naramore	Slate	Waggoner
Jones (E)	Nettles	Smith (K)	Waldrop
Jones (F)	Owens	Smith (P)	Wallace
King	Parker (H)	Snell	Williams
Lutz	Parker (T)	Stokes	Wise
McCluskey	Perloff	Straiton	Wood

—84

And the bill, S. 664, as amended, was read a third time at length and passed.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Robertson
Adams	Crowe	Jackson	St. John
Adwell	Culver	Jones (E)	Slate
Agee	Dill	Jones (F)	Smith (K)
Baker	Doss	King	Smith (P)
Bank	Downing	Lutz	Snell
Barkett	Easters	McCluskey	Stokes
Bassett	Edwards	McDonald	Straiton
Benton	Ellis	Manley	Stubbs
Boles	Erdreich	Mathews	Taylor
Boutwell	Falkenburg	May	Therrell
Bowers	Flippo	Meeks	Timmons
Brassell	Gafford	Naramore	Turner
Callahan	Gloor	Nettles	Turnham
Carnes	Goodwin	Owens	Waggoner
Carter	Grainger	Parker (H)	Waldrop
Casey	Gray (F)	Parker (T)	Wallace
Cauthen	Grey (D)	Perloff	Warren
Cherner	Hale	Pruitt	Weeks
Chesnut	Hardin	Reid (R)	Williams
Collins	Harris	Reynolds	Wise
Connell	Hearn	Roberts	Wood
Cottingham			

—89

And the bill:

S. 177. Declaring privileged the decisions, opinions, actions and proceedings of committees of physicians and surgeons formed or appointed as Utilization Review Committees and similar committees and exempting the members thereof from liability when acting in good faith and without malice and on facts reasonably known or believed to exist.

Was taken up.

Mr. Cauthen offered the following amendment to the bill:

In Section 2 of the bill, strike out the words "of any kind" and add in lieu thereof the words "which are performed under public medical programs of either State or Federal design,"

And the amendment was adopted.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Culver	Hill	Robertson
Adams	Dill	Hobbie	St. John
Adwell	Doss	Jackson	Slate
Agee	Downing	Jones (F)	Smith (K)
Baker	Drake	King	Snell
Bank	Easters	Lutz	Stokes
Barkett	Edwards	McCluskey	Straiton
Bassett	Ellis	McDonald	Stubbs
Benton	Erdreich	Manley	Taylor
Boutwell	Falkenburg	Mathews	Therrell
Brassell	Flippo	May	Timmons
Callahan	Gafford	Meeks	Turner
Carnes	Gloor	Mims	Turnham
Carter	Goodwin	Naramore	Waggoner
Casey	Grainger	Nettles	Waldrop
Cauthen	Gray (F)	Owens	Wallace
Cherner	Gray (D)	Parker (H)	Warren
Chesnut	Hale	Perloff	Weeks
Collins	Hardin	Pruitt	Williams
Connell	Harris	Reid (R)	Wise
Cottingham	Headley	Reynolds	Wood
Cross	Hearn	Roberts	

—87

And the bill, S. 177, as amended, was read a third time at length and passed.

Yeas 80; Nays 1.

Yeas:

Mr. Speaker	Cottingham	Hobbie	St. John
Adams	Cross	Jones (E)	Slate
Adwell	Crowe	Jones (F)	Smith (K)
Agee	Dill	King	Smith (P)
Baker	Doss	Lutz	Snell
Bank	Downing	McCluskey	Stokes
Barkett	Easters	Manley	Straiton
Bassett	Edwards	Mathews	Stubbs
Benton	Ellis	May	Taylor
Boles	Falkenburg	Meeks	Therrell
Brassell	Flippo	Mims	Timmons
Callahan	Gloor	Naramore	Turner
Carnes	Goodwin	Nettles	Turnham
Carter	Grainger	Parker (H)	Waggoner
Casey	Gray (F)	Parker (T)	Waldrop
Cauthen	Gray (D)	Perloff	Wallace
Cherner	Hale	Pruitt	Warren
Chesnut	Hardin	Reid (R)	Williams
Collins	Hearn	Reynolds	Wise
Connell	Hill	Roberts	Wood

—80

Nay: Mr. Erdreich.

—1

And the bill:

S. 186 (With Amendment). To amend Section 455, Title 37, Code of

Alabama 1940, relating to the powers of municipal corporations to adopt and enforce ordinances.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Government, said Committee amendment being as follows:

Section 1. Amend the amendment to S. B. 186 by striking the words and figures One Hundred and Fifty Dollars (\$150.00) and by adding in lieu thereof the words and figures "Two Hundred Dollars (\$200.00)."

And the amendment was adopted.

Yeas 80; Nays 4.

Yeas:

Mr. Speaker	Cottingham	Headley	Perloff
Adams	Crawford	Hearn	Pruitt
Agee	Cross	Hill	Reid (R)
Baker	Culver	Jackson	Reynolds
Bank	Dill	Jones (E)	Roberts
Barkett	Downing	Jones (F)	St. John
Bassett	Drake	King	Smith (K)
Boles	Easters	Kinsey	Smith (P)
Boutwell	Edwards	Lutz	Stokes
Brassell	Ellis	McCluskey	Stubbs
Callahan	Erdreich	McDonald	Taylor
Carnes	Falkenburg	Manley	Therrell
Carter	Flippo	Mathews	Timmons
Casey	Gafford	May	Turner
Cauthen	Goodwin	Meeks	Waldrop
Cherner	Granger	Mims	Wallace
Chesnut	Grey (D)	Naramore	Warren
Collins	Hale	Nettles	Weeks
Connell	Hardin	Owens	Williams
Coshatt	Harris	Parker (T)	Wood

—80

Nays:

Messrs.:	Doss	Robertson	Slate
Adwell			

—4

And the bill, S. 186, as amended, was read a third time at length and passed.

Yeas 54; Nays 22.

Yeas:

Mr. Speaker	Callahan	Cottingham	Goodwin
Adwell	Carter	Crawford	Grey (D)
Agee	Cauthen	Drake	Hale
Baker	Cherner	Easters	Harris
Bank	Chesnut	Edwards	Hearn
Barkett	Collins	Ellis	Hill
Boles	Connell	Falkenburg	Jackson
Brassell	Coshatt	Flippo	Jones (E)

King	Naramore	Roberts	Taylor
Kinsey	Nettles	St. John	Therrell
McCluskey	Owens	Smith (K)	Turner
Manley	Perloff	Smith (P)	Williams
Mathews	Pruitt	Stokes	Wood
May	Reynolds		

—54

Nays:

Messrs.:	Cross	Grainger	Slate
Bassett	Dill	Hardin	Straiton
Benton	Doss	Jones (F)	Waldrop
Boutwell	Downing	Lutz	Wallace
Carnes	Erdreich	Reid (R)	Weeks
Casey	Gafford	Robertson	

—22

And the bill:

S. 187. To amend Section 586, Title 37, Code of Alabama 1940, providing for the Authority of a Municipal Recorder to fine, punish, imprison, and sentence to hard labor, so as to authorize fines not in excess of two hundred dollars (\$200.00), and to extend the time of payment to ninety days (90) upon confession of judgment.

Was read a third time at length and passed.

Yeas 41; Nays 33.

Yeas:

Mr. Speaker	Crawford	Jones (E)	Reid (R)
Adams	Cross	McCluskey	Reynolds
Agee	Easters	McDonald	Roberts
Baker	Edwards	Manley	St. John
Barkett	Flippo	May	Smith (K)
Callahan	Gloor	Meeks	Snell
Cauthen	Goodwin	Naramore	Stokes
Chesnut	Grey (D)	O'Daniel	Timmons
Collins	Hearn	Owens	Williams
Connell	Hill	Pruitt	Wise
Coshatt			

—41

Nays:

Messrs.:	Ellis	Lang	Straiton
Boutwell	Erdreich	Lutz	Taylor
Brassell	Falkenburg	Mims	Therrell
Carnes	Gafford	Nettles	Waldrop
Carter	Grainger	Parker (H)	Wallace
Cherner	Gray (F)	Perloff	Warren
Crowe	Hale	Robertson	Weeks
Dill	Jones (F)	Slate	Wood
Doss	King		

—33

And the bill:

S. 139. To amend further Act No. 663, S. 132 of the Regular Session of 1961 (Acts of Alabama 1961, p. 827), as amended, which provides for and regulates general and special elections in cities and towns of this state having populations of 300,000 or less, except cities and towns which have a commission form of government, so as to make the provision thereof for assistance to disabled voters conform to the provision of the general election law relative to assistance to disabled voters.

Was read a third time at length and passed.

Yeas 72; Nays 2.

Yeas:

Mr. Speaker	Crowe	Jones (E)	Reynolds
Adams	Dill	King	Roberts
Agee	Doss	Lutz	St. John
Baker	Downing	McCluskey	Slate
Barkett	Easters	McDonald	Smith (K)
Bassett	Edwards	Manley	Snell
Boutwell	Erdreich	Mathews	Stewart
Brassell	Flippo	May	Stokes
Callahan	Gloor	Meeks	Straiton
Carnes	Goodwin	Mims	Taylor
Carter	Grainger	Naramore	Timmons
Cauthen	Grey (D)	Nettles	Turner
Cherner	Hale	O'Daniel	Turnham
Chesnut	Hardin	Owens	Waldrop
Connell	Harris	Parker (H)	Wallace
Coshatt	Hearn	Perloff	Warren
Crawford	Hill	Pruitt	Williams
Cross	Jackson	Reid (R)	Wise

—72

Nays: Messrs. Adwell and Faukenburg.

—2

And the bill:

S. 138. To amend Act No. 664, S. 133 of the Regular Session of 1961 (Acts of Alabama, Regular Session 1961, p. 868), which provides for and regulates elections in cities and towns of 300,000 population or less, which have a commission form of government, so as to make the provisions thereof for assistance to disabled voters conform to the provisions of the general election law relative to assistance to disabled voters.

Was read a third time at length and passed.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Dill	Jones (E)	Reynolds
Adams	Doss	King	Roberts
Agee	Downing	Lang	St. John
Baker	Easters	Lutz	Slate
Barkett	Edwards	McCluskey	Smith (K)
Bassett	Erdreich	McDonald	Snell
Boles	Falkenburg	Mathews	Stewart
Boutwell	Flippo	May	Stokes
Brassell	Gloor	Meeks	Straiton
Callahan	Goodwin	Mims	Stubbs
Carnes	Grainger	Naramore	Taylor
Carter	Grey (D)	Nettles	Timmons
Cherner	Hale	O'Daniel	Turnham
Chesnut	Hardin	Owens	Waldrop
Connell	Harris	Parker (H)	Wallace
Coshatt	Hearn	Parker (T)	Warren
Cottingham	Hill	Perloff	Williams
Crawford	Hobbie	Reid (R)	Wise
Cross	Jackson		

—74

RESOLUTION

The following resolution was introduced:
By Mr. Dill:

H. J. R. 233. CREATING A JOINT JUVENILE JUSTICE INTERIM STUDY COMMITTEE TO EXAMINE THE ADMINISTRATION OF JUVENILE COURTS AND INSTITUTIONS IN THE STATE.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That there is hereby created a Joint Juvenile Justice Interim Study Committee to examine juvenile procedures in the State, including the function and administration of courts, corrective measures, and all institutions and authorities charged with juvenile affairs.

The committee shall consist of seven persons, three of whom shall be members of the House to be appointed by the Speaker of the House; two who shall be members of the Senate to be appointed by the Lieutenant Governor; and two non-legislative members who shall be appointed by the Governor.

The expenses of this committee shall be paid out of funds appropriated to the use of the legislature, and all members shall receive the regular legislative pay and expense allowances, not to exceed \$10,000 from Legislative Fund.

BE IT FURTHER RESOLVED, That the committee shall elect one of its members as chairman and shall meet at his call, four members constituting a quorum. The first meeting shall be held within sixty days after the close of the current legislative session.

The committee shall prepare and submit a report of the facts compiled to the full House and Senate not later than the third legislative day of the next regular session of the Alabama Legislature.

RULES SUSPENDED

On motion of Mr. Dill, the rules were suspended in order to bring up for immediate consideration the above and foregoing resolution, H. J. R. 233.

Yeas 56; Nays 12.

Yeas:

Mr. Speaker	Cottingham	Jackson	Roberts
Adwell	Crowe	Jones (E)	Robertson
Agee	Dill	King	St. John
Bassett	Doss	Kinsey	Slate
Boles	Edwards	Lang	Smith (K)
Boutwell	Falkenburg	McCluskey	Smith (P)
Brassell	Flippo	McDonald	Stokes
Callahan	Gafford	May	Stubbs
Carnes	Goodwin	Naramore	Timmons
Carter	Grey (D)	Nettles	Turner
Cauthen	Hale	O'Daniel	Turnham
Cherner	Hardin	Parker (H)	Wallace
Collins	Hill	Parker (T)	Williams
Coshatt	Hobbie	Reid (R)	Wise

—56

Nays:

Messrs.:	Crawford	Gloor	Lutz
Baker	Downing	Grainger	Meeks
Barkett	Easters	Hearn	Stewart
Connell			

—12

On motion of Mr. Dill, the resolution, H. J. R. 233, was adopted.

Yeas 55; Nays 13.

Yeas:

Mr. Speaker	Cottingham	Hill	Reid (R)
Adams	Dill	Hobbie	Robertson
Adwell	Doss	Jackson	St. John
Agee	Edwards	Jones (E)	Slate
Bassett	Erdreich	King	Smith (K)
Boles	Falkenburg	McCluskey	Smith (P)
Boutwell	Flippo	Manley	Stokes
Brassell	Goodwin	May	Stubbs
Callahan	Gray (F)	Naramore	Timmons
Carnes	Grey (D)	Nettles	Turner
Carter	Hale	O'Daniel	Wallace
Cauthen	Hardin	Parker (H)	Williams
Collins	Harris	Parker (T)	Wise
Coshatt	Headley	Pruitt	

—55

Nays:

Messrs.:	Connell	Gafford	Lutz
Baker	Crawford	Grainger	Meeks
Barkett	Downing	Hearn	Stewart
Cherner	Easters		

—13

SPECIAL ORDER RESUMED

And the bill:

S. 183 (With Substitute). Setting forth the right and time of appeal from revocation of a certificate of qualification issued under Article 3, Title 46, Code of Alabama, 1940, recompiled 1958, and specifically repealing sections 283 and 284 of Title 46.

Was taken up.

The question, then, was on the adoption of the substitute reported by the Standing Committee on Judiciary, said Committee substitute being as follows:

**A BILL
TO BE ENTITLED
AN ACT**

Setting forth the right and time of appeal from revocation of a certificate of qualification to practice medicine.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 278 of Title 46 of the Code of Alabama, 1940 recompiled 1958, is hereby further amended to read as follows:

"Section 278: An appeal may be taken to the Supreme Court of the State of Alabama by the person whose certificate is ordered suspended or revoked from any order suspending or revoking a certificate of qualification made by said Board within 30 days after rendition thereof."

Section 2: Section 279 of Title 46 of the Code of Alabama, 1940 recompiled 1958, is hereby further amended to read as follows:

"Section 279: Any person desiring to take an appeal as provided herein, shall, within 30 days after such order suspending or revoking such certificate has been made, file in the clerk's office of the Supreme Court of Alabama a complete record of proceedings before the State Board of Medical Examiners including a transcript of the testimony taken when the certificate was suspended or revoked, and a bond for cost."

Section 3: Section 281 of Title 46 of the Code of Alabama, 1940 recompiled 1958 is hereby further amended to read as follows:

"Section 281: Appeal from the revoking or suspending of said certificate should be docketed in the Supreme Court of the State of Alabama with the name of the party appealing as appellant, and the Chairman of the Board of Medical Examiners as appellee."

Section 4: Section 282 of Title 46 of the Code of Alabama, 1940 recompiled 1958, is hereby further amended to read as follows:

"Section 282: The appeal in such cause shall be processed as other appeals in the Supreme Court of the State of Alabama, and the statute and rules of said Court concerning the appeals, briefs, and arguments shall apply to appeals as provided in this Act."

Section 4: Section 283 of Title 46 of the Code of Alabama, 1940 recompiled 1958, is hereby further amended to read as follows:

"Section 283: On appeal of such cause to the Supreme Court of the State of Alabama, said court shall consider and decide said appeal as other appeals, and if the order of the State Board of Medical Examiners revoking or suspending said certificate is supported by the transcript of testimony, said cause shall not be reversed."

Section 5: Section 284 of Title 46 of the Code of Alabama, 1940 recompiled 1958, is hereby repealed.

Section 6: Section 285 of Title 46 of the Code of Alabama, 1940 recompiled 1958, is hereby repealed.

Section 7: All laws or parts of laws which conflict with this Act are repealed.

Section 8: The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 9: This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. And the substitute was adopted.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker
Adams
Adwell
Agee
Barkett

Bassett
Boles
Boutwell
Brassell
Callahan

Carnes
Carter
Cauthen
Cherner
Collins

Connell
Coshatt
Cottingham
Crawford
Cross

Crowe	Grey (D)	McCluskey	Robertson
Doss	Hale	Manley	St. John
Downing	Hardin	Mathews	Slate
Drake	Harris	May	Smith (K)
Easters	Headley	Meeks	Smith (P)
Edwards	Hearn	Naramore	Stewart
Erdreich	Hill	Nettles	Stokes
Falkenburg	Jackson	O'Daniel	Straiton
Flippo	Jones (E)	Parker (T)	Stubbs
Gafford	Jones (F)	Pruitt	Timmons
Gloor	King	Reid (R)	Turner
Goodwin	Kinsey	Reynolds	Warren
Grainger	Lang	Roberts	Williams
Gray (F)	Lutz		

—74

And the bill, S. 183, as amended,

Was read a third time at length and passed.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Crawford	Harris	Parker (T)
Adams	Cross	Headley	Pruitt
Adwell	Crowe	Hearn	Reid (R)
Agee	Doss	Hill	Reynolds
Baker	Downing	Jackson	Roberts
Bank	Easters	Jones (E)	Robertson
Barkett	Edwards	Jones (F)	St. John
Bassett	Erdreich	King	Slate
Boles	Falkenburg	Lang	Smith (K)
Boutwell	Flippo	Lutz	Smith (P)
Brassell	Gafford	McCluskey	Stokes
Carnes	Gloor	Manley	Straiton
Carter	Goodwin	Mathews	Stubbs
Cauthen	Grainger	Meeks	Taylor
Chesnut	Gray (F)	Naramore	Timmons
Collins	Grey (D)	Nettles	Turner
Connell	Hale	O'Daniel	Warren
Coshatt	Hardin	Owens	Williams
Cottingham			

—73

And the bill:

S. 134. To provide additional alternative procedures whereby incorporated municipalities with populations of two thousand (2000) or more may alter their corporate limits to incorporate into their boundaries certain contiguous unincorporated territory.

Was read a third time at length and passed.

Yeas 55; Nays 21.

Yeas:

Messrs.:	Casey	Doss	Gray (F)
Adams	Cauthen	Downing	Grey (D)
Adwell	Cherner	Edwards	Hale
Baker	Chesnut	Falkenburg	Hardin
Bassett	Connell	Gafford	Harris
Callahan	Coshatt	Goodwin	Hill
Carnes	Cross	Grainger	Jackson

Jones (E)	May	Reid (R)	Taylor
King	Meeks	Reynolds	Turnham
Lutz	Naramore	St. John	Waggoner
McCluskey	Nettles	Smith (K)	Waldrop
McDonald	Owens	Smith (P)	Williams
Manley	Parker (T)	Stokes	Wise
Mathews	Pruitt	Straiton	

—55

Nays:

Mr. Speaker	Dill	Flippo	Stewart
Barkett	Drake	Jones (F)	Therrell
Boles	Easters	Mims	Turner
Carter	Ellis	Parker (H)	Wallace
Collins	Erdreich	Slate	Warren
Crawford			

—21

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2212. To amend further Act No. 421, H. 932, Regular Session, 1957 (Acts 1957, p. 587), an act authorizing the appointment of an assistant to the Sheriff for the Bessemer Division of Jefferson County, in relation to the duties and salary of said assistant.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Dill, the House concurred in and adopted the Senate amendment to the bill, H. 2212, said Senate amendment being as follows:

Amend Section 1 of House Bill 2212 by deleting the House amendment and substituting in lieu thereof the following words:

Said assistant to the sheriff shall have at least seven years experience in law enforcement to be eligible for appointment to said office.

Further amend HOUSE BILL 2212, Section 3, by deleting the words and figures Seventeen Thousand Five Hundred Dollars (\$17,500.00) and adding in lieu thereof the following words and figures Sixteen Thousand One Hundred Dollars (\$16,100.00).

Yeas 60; Nays 0.

Yeas:

Mr. Speaker	Carter	Drake	Gloor
Adwell	Cauthen	Easters	Goodwin
Barkett	Cherner	Edwards	Grainger
Bassett	Connell	Ellis	Grey (D)
Benton	Crawford	Erdreich	Hale
Boutwell	Cross	Falkenburg	Hardin
Callahan	Doss	Flippo	Harris
Carnes	Downing	Gafford	Hill

Jackson	Manley	Reynolds	Timmons
Jones (E)	Meeks	Robertson	Turner
Jones (F)	Naramore	St. John	Waggoner
King	Parker (H)	Smith (K)	Wallace
Lutz	Parker (T)	Stokes	Warren
McCluskey	Pruitt	Straiton	Williams
McDonald	Reid (R)	Taylor	Wise

—60

And the bill, H. 2212, as amended by the Senate amendment was again read at length and passed.

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Cross	Hardin	Reid (R)
Adams	Dill	Harris	Reynolds
Adwell	Doss	Hill	Robertson
Agee	Downing	Jackson	St. John
Barkett	Drake	Jones (E)	Slate
Bassett	Easters	Jones (F)	Smith (K)
Benton	Edwards	King	Snell
Boutwell	Ellis	Lutz	Stokes
Callahan	Erdreich	McCluskey	Straiton
Carnes	Falkenburg	McDonald	Therrell
Carter	Flippe	Manley	Timmons
Cauthen	Gafford	Mathews	Turner
Cherner	Gloor	Meeks	Waggoner
Chesnut	Goodwin	Naramore	Waldrop
Collins	Grainger	O'Daniel	Wallace
Connell	Gray (F)	Owers	Warren
Coshatt	Grey (D)	Parker (H)	Williams
Crawford	Hale	Pruitt	Wise

—72

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2811. Relating to the organization, jurisdiction and functions of certain Courts of Morgan County; revising the interior court system of said county; establishing "The Morgan County Court," defining its jurisdiction and powers, providing for its officers, their election; terms of office, powers, duties, and compensation, and for costs and fees in such court, abolishing "The Morgan County Court of Morgan County, Alabama" under the special laws creating it, providing for the transfer of all cases pending in said court to "The Morgan County Court," and providing for juvenile detention facilities in Morgan County, and juvenile probation officers and officers of the court.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Slate, the House concurred in and adopted the Senate amendment to the bill, H. 2811, said Senate amendment being as follows:

Amend by striking Section 4(c) in its entirety and substituting the following:

"(c) Where the judge of this court has served for a period of five (5) years as a judge of a court of record in Morgan County his salary shall be Two Thousand (\$2,000.00) Dollars less than the base annual salary of circuit judges, as set by statute, and where the judge of this court has not served for a period of five (5) years as a judge of a court of record in Morgan County his salary shall be Thirteen Thousand Dollars, either of which salaries shall be payable out of the general fund of the County in equal monthly installments."

Also, amend Section 10(a) by deleting from the first sentence the words "a salary equal to the salary paid court reporters in the circuit courts in the Eighth Judicial Circuit of Alabama" and substitute therefor the following:

"an annual salary of Seven Thousand (\$7,000.00) Dollars."

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hardin	Reid (R)
Adams	Cross	Harris	Reynolds
Adwell	Dill	Hill	Robertson
Agee	Downing	Jackson	St. John
Barkett	Drake	Jones (E)	Slate
Bassett	Easters	Jones (F)	Smith (K)
Boutwell	Edwards	King	Snell
Brassell	Ellis	Lutz	Stokes
Callahan	Falkenburg	McCluskey	Straiton
Carnes	Flippo	McDonald	Therrell
Carter	Gafford	Manley	Turner
Cauthen	Gloor	Meeks	Waggoner
Cherner	Goodwin	Naramore	Waldrop
Chesnut	Grainger	O'Daniel	Wallace
Collins	Gray (F)	Parker (H)	Williams
Connell	Grey (D)	Parker (T)	Wise
Coshatt	Hale	Pruitt	

—67

And the bill, H. 2811, as amended by the Senate amendment, was again read at length and passed.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Flippo	McCluskey
Adams	Collins	Gafford	McDonald
Adwell	Connell	Gloor	Manley
Agee	Coshatt	Goodwin	Meeks
Barkett	Crawford	Grainger	Naramore
Bassett	Cross	Gray (F)	O'Daniel
Benton	Dill	Grey (D)	Owens
Boutwell	Doss	Hale	Parker (H)
Brassell	Downing	Hardin	Parker (T)
Callahan	Drake	Hill	Pruitt
Carnes	Easters	Jackson	Reid (R)
Carter	Edwards	Jones (F)	Reynolds
Cauthen	Ellis	King	Robertson
Cherner	Falkenburg	Lutz	Slate

Smith (K)
Snell
Stokes

Straiton
Therrell
Turner

Waggoner
Waldrop
Wallace

Williams
Wise

—67

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2813. To amend the title and body of Act No. 165, H. 554, Regular Session 1945, (Acts 1945, Page 82), providing for the creation of a Hospital Board of Morgan County, Alabama, to manage and control the hospital and hospital properties to be acquired by Morgan County, Alabama, and the City of Decatur, Alabama, and to provide for the membership of said board and its power, duty and authority, and the power and authority of the City of Decatur and Morgan County with reference thereto; to declare that said board is created for the purpose of continuing the operation of a hospital formerly known as Benevolent Society Hospital and is entitled to the benefits of all devises and bequests made for the benefit of said hospital, particularly the bequest made in the will of W. R. Spight, deceased, and the bequest made in the will of Mary D. Simpson, deceased, and to require the trustees of the funds so bequeathed to account to said board for the same, and to further provide for additional physician members on said Board, their mode of selection, their powers and term of office.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Slate, the House concurred in and adopted the Senate amendment to the bill, H. 2813, said Senate amendment being as follows:

Amend the Title of House Bill No. 2813 by striking therefrom the following words from the last sentence of said title: "provide for additional physician members on said Board, their mode of selection, their powers and term of office.", and substituting in lieu thereof the following: "provide for an additional physician, surgeon or doctor of medicine member on said board, his mode of selection, powers and term of office."

Amend Section 1 of House Bill 2813 by striking therefrom the words: "to further provide for additional members on said boards, who are physicians, surgeons or doctors of medicine" and substituting in lieu thereof the following: "to further provide for an additional member on said board who is a physician, surgeon, or doctor of medicine."

Amend Section 2 of House Bill 2813 by striking therefrom the words and figures "five (5)" wherever they appear and by substituting in lieu thereof the word and figures: "four (4)."

Amend Section 2 of said bill by striking therefrom wherever they appear the word and figures "two (2)" and by substituting in lieu thereof the words and figures: "one (1)."

Amend the paragraph in Section 2 of House Bill 2813 designated as Section 7 to read as follows: "Section 7. Phil M. Orr is hereby named and ap-

pointed as a member of the board to serve until September 30th, 1947, and until his successor is designated. L. L. Lively is hereby named and appointed as a member of the board to serve until September 30th, 1949, and until his successor is designated. T. J. Cottingham is hereby named and appointed as a member of the board to serve until September 30th, 1951, and until his successor is designated. Any vacancy in the original term of any original member of said board shall be filled by appointment of the Governor. Upon the expiration of said original terms of office the governing bodies of the county and city shall alternate in appointing successors in office, the governing body of the county to appoint the first successor. The physician member of said board shall be initially appointed for a term of three (3) years beginning October 1, 1971, and expiring September 30, 1974, and thereafter, each physician member's term shall be three (3) years. Said physician, doctor of medicine, or surgeon member shall likewise be appointed on an alternating basis by the respective governing bodies herein above described from a list of three (3) nominees submitted in writing by the medical staff of said hospital to the said governing body due to make said appointment. All successors to the original lay members of said board shall hold office for a term of six years, and in case of a vacancy in the office of any successor it shall be filled by appointment made by the body which filled the vacant term."

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Reynolds
Adams	Dill	Jackson	Robertson
Baker	Doss	Jones (E)	St. John
Barkett	Downing	Jones (F)	Slate
Bassett	Drake	King	Smith (K)
Boutwell	Easters	Lutz	Snell
Brassell	Edwards	McCluskey	Stokes
Burgess	Ellis	McDonald	Straiton
Callahan	Falkenburg	Manley	Therrell
Carnes	Flipppo	Meeks	Timmons
Carter	Gafford	Mims	Turner
Casey	Gloor	Naramore	Waggoner
Cauthen	Goodwin	O'Daniel	Waldrop
Cherner	Grainger	Parker (H)	Wallace
Chesnut	Grey (D)	Parker (T)	Warren
Collins	Hale	Pruitt	Williams
Connell	Hardin	Reid (R)	Wise
Crawford	Harris		

—70

And the bill, H. 2813, as amended by the Senate amendment:

To amend the title and body of Act No. 165, H-554, Regular Session 1945, (Acts 1945, Page 82), providing for the creation of a Hospital Board of Morgan County, Alabama, to manage and control the hospital and hospital properties to be acquired by Morgan County, Alabama, and the City of Decatur, Alabama, and to provide for the membership of said board and its power, duty and authority, and the power and authority of the City of Decatur and Morgan County with reference thereto; to declare that said board is created for the purpose of continuing the operation of a hospital formerly known as Benevolent Society Hospital and is entitled to the benefits of all devises and bequests made for the benefit of said hospital, particularly the bequest made in the will of W. R. Spight, deceased, and the bequest made in the will of Mary D. Simpson, deceased, and to require the trustees of the funds so bequeathed to account to said board for the same, and to further provide

for an additional physician, surgeon or doctor of medicine member of said board, his mode of selection, powers and term of office.

Was again read at length and passed.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hardin	Reid (R)
Adams	Cross	Harris	Reynolds
Adwell	Dill	Hill	Robertson
Baker	Doss	Jackson	St. John
Bank	Downing	Jones (E)	Slate
Barkett	Drake	Jones (F)	Smith (K)
Bassett	Easters	King	Snell
Benton	Edwards	Lutz	Stokes
Brassell	Ellis	McCluskey	Straiton
Burgess	Erdreich	Manley	Therrell
Callahan	Falkenburg	Mathews	Timmons
Carnes	Flippo	Meeks	Turner
Carter	Gafford	Mims	Waggoner
Casey	Gloor	Naramore	Waldrop
Cauthen	Goodwin	O'Daniel	Wallace
Cherner	Grainger	Parker (H)	Warren
Chesnut	Grey (D)	Parker (T)	Williams
Collins	Hale	Pruitt	Wise
Connell			

—73

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2350. To apply only in counties having populations of not less than 75,000 nor more than 90,000; providing an expense allowance for the chairman or president and members of the county commission, or other like governing body of the county.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Slate, the House concurred in and adopted the Senate amendment to the bill, H. 2350, said Senate amendment being as follows:

Amend Section 1 by inserting immediately following the figure "\$400" where such appears therein the words "per annum."

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Cauthen	Crawford
Adams	Brassell	Cherner	Cross
Adwell	Callahan	Chesnut	Dill
Baker	Carnes	Collins	Doss
Barkett	Carter	Connell	Downing
Bassett	Casey	Coshatt	Easters

Edwards	Hardin	Mims	Snell
Ellis	Harris	Naramore	Stokes
Erdreich	Hill	O'Daniel	Straiton
Falkenburg	Jackson	Owens	Therrell
Flippo	Jones (F)	Parker (H)	Timmons
Gafford	King	Pruitt	Turnham
Gloor	Lutz	Reid (R)	Waggoner
Goodwin	McCluskey	Reynolds	Waldrop
Grainger	McDonald	Robertson	Wallace
Gray (F)	Manley	St. John	Warren
Grey (D)	May	Slate	Williams
Hale	Meeks	Smith (K)	Wise

—72

And the bill, H. 2350, as amended by the Senate amendment, was again read at length and passed.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Connell	Hale	Reid (R)
Adams	Coshatt	Hardin	Reynolds
Adwell	Crawford	Harris	Robertson
Baker	Cross	Jackson	St. John
Bank	Dill	King	Slate
Barkett	Doss	Lutz	Smith (K)
Bassett	Downing	McCluskey	Snell
Benton	Easters	McDonald	Stokes
Brassell	Edwards	Manley	Straiton
Callahan	Ellis	May	Therrell
Carnes	Erdreich	Mims	Timmons
Carter	Gafford	Naramore	Turnham
Casey	Gloor	O'Daniel	Waldrop
Cauthen	Goodwin	Owens	Wallace
Cherner	Grainger	Parker (H)	Warren
Chesnut	Gray (F)	Parker (T)	Williams
Collins	Grey (D)	Pruitt	Wise

—68

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2815. To change the method of compensating the judge of probate, the tax assessor, the tax collector, the circuit clerk and register in chancery of Lawrence County; fixing the salaries of such officers and providing for the clerical assistance, office space, equipment and supplies necessary for the conduct of their respective offices on a salary basis.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Cross, the House concurred in and adopted the Senate substitute to the bill, H. 2815, said Senate substitute being as follows:

**A BILL
TO BE ENTITLED
AN ACT**

To change the method of compensating the judge of probate, the tax assessor, the tax collector, the circuit clerk and register in chancery of Lawrence County; fixing the salaries of such officers and providing for the clerical assistance, office space, equipment and supplies necessary for the conduct of their respective offices on a salary basis.

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of Lawrence County shall be entitled to receive compensation as follows:

- (a) For the judge of probate, an annual salary of \$14,000.00;
- (b) For the county solicitor, an annual salary of \$5,000.00;
- (c) For the tax assessor, an annual salary of \$10,000.00;
- (d) For the tax collector, an annual salary of \$10,000.00;
- (e) For the clerk of the circuit court, an annual salary of \$10,000.00;
- (f) For the register in chancery, an annual salary of \$2,500.00;
- (g) For members of county court of commissioners, an annual salary of \$3,000.00.

Such salaries shall be paid in lieu of all other compensation heretofore provided by law, and shall be paid in equal monthly installments out of the general fund of the county.

Section 2. All fees, commissions, allowances, percentages, and other charges heretofore collected for the use of the judge of probate, county solicitor, tax assessor, tax collector, circuit clerk and register in chancery, hereafter shall be collected and paid into the general fund of the county. However, the sheriff shall continue to procure and prepare the food for county prisoners, at no expense to the county, and shall be entitled to retain the allowances payable by the state for such purpose.

Section 3. The governing body of Lawrence County shall provide the judge of probate, tax assessor, tax collector, circuit clerk and register with such clerical assistance, quarters, books, stationery, furniture, equipment, postage, travel expenses and such other conveniences and supplies as such governing body may consider necessary for the proper and efficient conduct of their respective offices. Each of said officers shall have the authority to appoint such clerical assistants and deputies as shall be authorized for his office, and they shall serve at the pleasure of the appointing authority.

On or before August 15 of each year each officer shall file with the governing body of the county a detailed estimate, in such form as that body may prescribe, showing by items the anticipated financial requirements for operation of his office during the ensuing fiscal year. The governing body of the county shall adopt its budget not later than the first regular meeting in October each year, and the budget so adopted shall make such provisions with respect to the operation of each office as the county governing body may determine reasonable and proper.

Section 4. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this act are repealed.

Section 6. This act shall become effective upon the approval of an amendment to the Constitution of Alabama authorizing the Legislature to fix, alter, and regulate the costs and charges of courts in Lawrence County, and the fees, commissions, percentages, allowances or salary of, and the method of compensating certain officers of Lawrence County; and upon the approval of this act by a majority of the electors of Lawrence County voting in a referendum to be held on the same day as the first primary election held in 1972. The governing body of Lawrence County shall order and provide for the holding of the referendum on such date. On the ballots to be used at the election the question shall be stated substantially as follows: "Shall the provisions of Act No. , enacted by the Legislature in 1971, which changes the method of compensating certain officers of Lawrence County from the fee basis to the salary basis, be adopted? Yes () No ()." If a majority of the votes cast at the election are "Yes," the provisions of this act shall become applicable to each of the offices mentioned in Section 1 hereof upon the expiration of the term of office of the present incumbent of each of such offices provided that the amendment to the Constitution of Alabama herein mentioned is also adopted. If a majority of the votes cast in the election upon this act are "No," this act shall have no further effect. The results of the election, however, shall be certified by the probate judge of Lawrence County to the secretary of State of Alabama, who shall make a permanent record thereof.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Reid (R)
Adams	Dill	Jackson	Reynolds
Adwell	Doss	Jones (E)	Roberts
Baker	Downing	Jones (F)	St. John
Barkett	Easters	King	Slate
Bassett	Edwards	Lutz	Smith (K)
Benton	Ellis	McCluskey	Snell
Brassell	Erdreich	McDonald	Stewart
Callahan	Falkenburg	Manley	Stokes
Carnes	Gafford	Mathews	Straiton
Carter	Gloor	May	Therrell
Casey	Goodwin	Meeks	Timmons
Cauthen	Grainger	Mims	Turnham
Cherner	Gray (F)	Naramore	Waggoner
Chesnut	Grey (D)	O'Daniel	Wallace
Collins	Hale	Parker (H)	Warren
Connell	Hardin	Parker (T)	Williams
Coshatt	Harris	Pruitt	Wise
Crawford			

—73

And the bill, H. 2815, as amended by the Senate substitute, was again read at length and passed.

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Barkett	Callahan	Cauthen
Adams	Bassett	Carnes	Cherner
Adwell	Benton	Carter	Chesnut
Baker	Brassell	Casey	Collins

Connell	Gloor	May	Snell
Coshatt	Goodwin	Meeks	Stewart
Crawford	Grainger	Mims	Stokes
Cross	Grey (D)	Naramore	Straiton
Dill	Hale	O'Daniel	Therrell
Doss	Hardin	Parker (H)	Timmons
Downing	Harris	Pruitt	Turnham
Easters	Hill	Reid (R)	Waggoner
Edwards	Jones (E)	Reynolds	Waldrop
Ellis	King	Roberts	Wallace
Erdreich	Lutz	St. John	Warren
Falkenburg	McCluskey	Slate	Williams
Flippo	McDonald	Smith (K)	Wise
Gafford	Manley		

—70

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2651. To provide for and prescribe the form of government of all cities having populations of not less than 35,000 nor more than 37,000.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Connell, the House concurred in and adopted the Senate amendment to the bill, H. 2651, said Senate amendment being as follows:

In Section 5, in the first sentence thereof, strike out the comma and all of such sentence preceding such comma and insert in lieu thereof the following:

If a city manager for such city is not employed the mayor and president of the city commission shall devote his full time to the duties of his office. If a city manager is employed then the mayor and president of the city commission shall devote such time daily as may be necessary to perform the duties of his office,

Also in Section 6, strike out the first sentence and the first word in the second sentence in the section, and substitute in lieu thereof the following:

Until the first Monday in October 1973, and thereafter if a city manager is employed, the mayor in cities within the scope of this Act shall continue to receive an annual salary of \$7,200.00 and each associate commissioner shall continue to receive an annual salary of \$4,800.00. If a city manager is not employed, beginning

Also strike out Section 44 in its entirety and insert in lieu thereof the following:

Section 44. The provisions of this Act shall become operative only if approved by a majority of the qualified electors of a municipality voting in a referendum to be held on the same date on which the first election for the submission of amendments to the Constitution or the first primary, special or general election is held after passage of this Act. The municipal governing body of the city shall order and provide for the holding of the referendum on

such date. On the ballot to be used at the election the question shall be stated substantially as follows: "Shall the provisions of Act No. , of the 1971 Regular Session of the Legislature, approved the day of 19 , which provides a form of government for cities having populations of not less than 35,000 nor more than 37,000 according to the 1970 or any subsequent federal decennial census, be adopted? Yes . No. ." If a majority of the votes cast in the election are "Yes," the provisions of this Act shall become operative immediately in such city. If the majority of the votes cast are "No," this Act shall have no further affect in such city. The result of the election shall be certified by the city clerk to the Secretary of State who shall make a permanent record thereof.

At the same time that the question of the effectiveness of this Act in a city is submitted to the electorate thereof, a second question shall also be submitted. The second question shall be: "If the provisions of Act No. of the 1971 Regular Session shall become effective in such city, shall a city manager be employed for such city? Yes . No. ." If a majority of the qualified electors of such city voting at such referendum vote in favor of employing a city manager, then the governing body of such city must within six months after the new governing body takes office employ a city manager for such city. Such governing body shall prescribe the duties of the city manager and shall fix his compensation and provide for the payment thereof.

If a majority of the qualified electors of the city, voting at such election vote against employing a city manager, then no such manager shall be employed until the question has again been submitted at a referendum and approved by the electorate. The mayor and associate commissioner shall continue to perform all of the governmental functions and duties necessary for the government of the city whenever a city manager is not employed.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Crawford	Harris	Reynolds
Adams	Cross	Hill	Roberts
Adwell	Dill	Jackson	St. John
Baker	Doss	Jones (E)	Slate
Bank	Downing	King	Smith (K)
Barkett	Easters	Lutz	Snell
Bassett	Edwards	McCluskey	Stewart
Benton	Ellis	McDonald	Stokes
Boles	Erdreich	Manley	Straiton
Boutwell	Falkenburg	May	Therrell
Brassell	Flippo	Meeks	Timmons
Callahan	Gafford	Mims	Turner
Carnes	Gloor	Naramore	Turnham
Carter	Goodwin	O'Daniel	Waggoner
Cauthen	Grainger	Owens	Waldrop
Cherner	Gray (F)	Parker (H)	Wallace
Chesnut	Grey (D)	Parker (T)	Warren
Collins	Hale	Pruitt	Williams
Connell	Hardin	Reid (R)	Wise
Coshatt			

—77

And the bill, H. 2651, as amended by the Senate amendment, was again read at length and passed.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Crawford	Jackson	Roberts
Adams	Cross	Jones (E)	St. John
Adwell	Dill	King	Slate
Baker	Doss	Lutz	Smith (K)
Bank	Downing	McCluskey	Snell
Barkett	Drake	Manley	Stewart
Bassett	Easters	Mathews	Stokes
Benton	Edwards	May	Straiton
Boutwell	Ellis	Meeks	Therrell
Fassell	Erdreich	Mims	Timmons
Callahan	Flippo	Naramore	Turner
Carnes	Gafford	O'Daniel	Turnham
Carter	Goodwin	Owens	Waggoner
Cauthen	Grainger	Parker (H)	Waldrop
Cherner	Gray (F)	Parker (T)	Wallace
Chesnut	Grey (D)	Pruitt	Warren
Collins	Hale	Reid (R)	Williams
Connell	Harris	Reynolds	Wise
Coshatt	Hill		

—74

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2641. To provide further for the compensation to be paid commissioners in cities having a population of not less than 8,500 nor more than 9,000 according to the most recent federal decennial census.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Goodwin, the House concurred in and adopted the Senate amendment to the bill, H. 2641, said Senate amendment being as follows:

In the title and in Section 1 of the bill add the following after the figure "9,000" and before the word "according":

"and to cities having a population of not less than 6,840 nor more than 6,907".

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Carter	Dill	Goodwin
Adams	Casey	Doss	Grainger
Adwell	Cauthen	Downing	Gray (F)
Baker	Cherner	Drake	Grey (D)
Bank	Chesnut	Easters	Hale
Bassett	Collins	Edwards	Hardin
Benton	Connell	Ellis	Harris
Boutwell	Coshatt	Erdreich	Hill
Callahan	Crawford	Flippo	Jackson
Carnes	Cross	Gafford	Jones (E)

King	Naramore	St. John	Timmons
Lutz	Nettles	Slate	Turner
McCluskey	O'Daniel	Smith (K)	Waggoner
Manley	Parker (H)	Stewart	Waldrop
Mathews	Pruitt	Stokes	Wallace
May	Reid (R)	Straiton	Warren
Meeks	Reynolds	Taylor	Williams
Mims	Roberts	Therrell	Wise

—72

And the bill, H. 2641, as amended by the Senate amendment:

To provide further for the compensation to be paid commissioners in cities having a population of not less than 8,500 nor more than 9,000 and to cities having a population of not less than 6,840 nor more than 6,907 according to the most recent federal decennial census.

Was again read at length and passed.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Doss	McCluskey	Robertson
Adwell	Downing	McDonald	St. John
Baker	Easters	Manley	Smith (K)
Bank	Edwards	Mathews	Snell
Barkett	Ellis	May	Stewart
Bassett	Erdreich	Meeks	Stokes
Benton	Flippo	Mims	Straiton
Boutwell	Gafford	Naramore	Taylor
Callahan	Goodwin	Nettles	Therrell
Carnes	Grainger	O'Daniel	Timmons
Carter	Gray (F)	Owens	Turner
Cauthen	Grey (D)	Parker (H)	Waggoner
Cherner	Hale	Parker (T)	Waldrop
Chesnut	Hardin	Perloff	Wallace
Collins	Harris	Pruitt	Warren
Connell	Hill	Reid (R)	Williams
Coshatt	King	Reynolds	Wise
Crawford	Lutz	Roberts	Wood
Dill			

—73

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2800. Relating to counties having populations of not less than 52,500 nor more than 54,000; to alter, re-arrange and extend the corporate limits of certain towns within such counties.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Barkett, the House concurred in and adopted the Senate substitute to the bill, H. 2800, said Senate substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having populations of not less than 52,500 nor more than 54,000; to alter, rearrange and extend the corporate limits of certain towns within such counties.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply to any county having a population of not less than 52,500 nor more than 54,000 according to the most recent federal decennial census.

Section 2. The boundary lines and corporate limits of any town within such county which is presently adjacent to the following described lands are hereby altered, rearranged and extended so as to include within the corporate limits of the city the following described lands:

Beginning at the SE Corner of the NE $\frac{1}{4}$ of Section 26, T4N, R23E, Dale County, Alabama, thence west along the forty lines to the SW corner of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 27, T4N, R23E, thence south along the forty lines to the SE corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34, T4N, R23E, thence west along the section lines to the centerline of Claybank Creek, thence northward along the centerline of Claybank Creek through section 33, section 34, section 27, section 28, section 21 and section 16 to the south R.O.W. line of the Seaboard Coastline Railroad, thence eastward along the south R.O.W. line of said Seaboard Coastline Railroad through Section 16, Section 15, Section 14, and Section 13 of T4N, R23E and continuing eastward along the South R.O.W. line of the Seaboard Coastline Railroad through Section 18, T4N, R24E to a point where said south R.O.W. line intersects the west line of the east half of the west half of the SE $\frac{1}{4}$ of Section 18, T4N, R24E; thence south to the SW corner of the East half of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19, T4N, R24E, thence eastward along the forty line to the NE corner of the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 19; thence south along the section line to the SE corner of the NE $\frac{1}{4}$ of Section 19; thence eastward to the centerline of the Choctawhatchee River; thence southward along the centerline of the Choctawhatchee River to a point where the centerline of said River intersects the south line of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30, T4N, R24E; thence westward along the quarter line to the SW corner of the NE $\frac{1}{4}$ of Section 30; thence north along the forty line to the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30; thence westward along the forty line to the SW corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 30; thence northward along the section line to the SW corner of Section 19; thence westward along the Section line to the SW corner of Section 24, T4N, R23E, thence southward along the section line to the SE corner of the NE $\frac{1}{4}$ of Section 26, T4N, R23E, which is the point of beginning, less eight acres in the east half of the west half of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15, T4N, R23E, which lies south of the Seaboard Coastline Railroad right of way. Said property being located in Dale County, Alabama.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker
Adams
Adwell

Baker
Bank
Barkett

Bassett
Benton
Boutwell

Brassell
Callahan
Carnes

Carter	Flippo	Mathews	Snell
Casey	Gafford	May	Stewart
Cauthen	Goodwin	Meeks	Stokes
Cherner	Grainger	Mims	Straiton
Chesnut	Gray (F)	Naramore	Taylor
Collins	Grey (D)	Nettles	Therrell
Connell	Hale	O'Daniel	Timmons
Coshatt	Hardin	Owens	Turner
Crawford	Harris	Parker (H)	Turnham
Cross	Hill	Perloff	Waggoner
Dill	Jackson	Pruitt	Waldrop
Doss	Jones (E)	Reid (R)	Wallace
Downing	King	Reynolds	Warren
Easters	Lutz	Roberts	Williams
Edwards	McCluskey	St. John	Wise
Ellis	McDonald	Smith (K)	Wood
Erdreich	Manley		

—78

And the bill, H. 2800, as amended by the Senate substitute, was again read at length and passed.

Yeas 76; Nays 1.

Yeas:

Mr. Speaker	Crawford	Jackson	Roberts
Adams	Cross	Jones (E)	St. John
Adwell	Dill	King	Slate
Baker	Doss	Lutz	Smith (K)
Bank	Downing	McCluskey	Stewart
Bassett	Easters	McDonald	Stokes
Benton	Edwards	Manley	Straiton
Boutwell	Ellis	Mathews	Taylor
Brassell	Erdreich	May	Therrell
Callahan	Flippo	Meeks	Timmons
Carnes	Gafford	Mims	Turner
Carter	Goodwin	Naramore	Turnham
Casey	Grainger	Nettles	Waggoner
Cauthen	Gray (F)	O'Daniel	Waldrop
Cherner	Grey (D)	Owens	Wallace
Chesnut	Hale	Parker (H)	Warren
Collins	Hardin	Pruitt	Williams
Connell	Harris	Reid (R)	Wise
Coshatt	Hill	Reynolds	Wood

—76

Nay: Mr. Barkett.

—1

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 127. Proposing a constitutional amendment relating to the mileage allowance provided members of the legislature.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Downing, the House concurred in and adopted the Senate amendment to the bill, H. 127, said Senate amendment being as follows:

Amend Section 1 by striking therefrom paragraph 1 in its entirety and inserting in lieu thereof the following:

"1. While in session and no more often than once a week, each member of the legislature shall be entitled to receive such mileage expense as may be prescribed by law in going to and returning from the seat of government, to be computed by the nearest highway route traveled."

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Roberts
Adams	Dill	Jones (E)	Robertson
Adwell	Doss	King	St. John
Baker	Downing	Lutz	Smith (K)
Barkett	Drake	McCluskey	Snell
Bassett	Easters	McDonald	Stewart
Benton	Edwards	Manley	Stokes
Boutwell	Ellis	May	Straiton
Brassell	Erdreich	Meeks	Taylor
Callahan	Flippo	Mims	Therrell
Carnes	Gafford	Naramore	Timmons
Carter	Goodwin	Nettles	Turner
Casey	Grainger	O'Daniel	Turnham
Cauthen	Gray (F)	Owens	Waggoner
Cherner	Grey (D)	Parker (H)	Waldrop
Chesnut	Hale	Perloff	Wallace
Collins	Hardin	Pruitt	Warren
Connell	Harris	Reid (R)	Williams
Crawford	Hill	Reynolds	Wise

—76

And the bill, H. 127, as amended by the Senate amendment, was again read at length and passed.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Dill	Jones (E)	Roberts
Adams	Doss	King	Robertson
Adwell	Downing	Lutz	St. John
Baker	Drake	McDonald	Slate
Barkett	Easters	Manley	Smith (K)
Bassett	Edwards	Mathews	Snell
Boutwell	Ellis	May	Stewart
Brassell	Erdreich	Meeks	Stokes
Callahan	Flippo	Mims	Straiton
Carnes	Gafford	Naramore	Taylor
Carter	Goodwin	Nettles	Therrell
Casey	Grainger	O'Daniel	Turner
Cauthen	Gray (F)	Owens	Turnham
Cherner	Grey (D)	Parker (H)	Waggoner
Chesnut	Hale	Parker (T)	Waldrop
Collins	Hardin	Perloff	Wallace
Connell	Harris	Pruitt	Warren
Crawford	Hill	Reid (R)	Williams
Cross	Jackson	Reynolds	Wise

—76

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1123. Further amending Act No. 47, Special Session 1961 (Acts 1961, p. 1904) now appearing in Alabama Code, Recompiled 1958, as Title 51, Section 12(2); providing exemptions from taxation and licensing of certain charitable, religious, or civic organizations.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Hobbie, the House concurred in and adopted the Senate amendment to the bill, H. 1123, said Senate amendment being as follows:

Amend H. B. 1123 by adding after the comma in line 7 of Section 1, a, on page two of said bill the following:

"The University of Alabama Huntsville Foundation and all real and personal property of the University of Alabama Huntsville Foundation,".

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Dill	Jackson	Reynolds
Adwell	Doss	Jones (E)	Roberts
Barkett	Drake	Jones (F)	Robertson
Bassett	Easters	King	St. John
Benton	Edwards	Lutz	Smith (K)
Boutwell	Ellis	McCluskey	Snell
Brassell	Flipppo	McDonald	Stewart
Callahan	Gafford	Manley	Straiton
Carnes	Goodwin	Meeks	Timmons
Carter	Grainger	Naramore	Turner
Casey	Gray (F)	Nettles	Turnham
Cauthen	Grey (D)	O'Daniel	Waldrop
Cherner	Hale	Owens	Wallace
Chesnut	Hardin	Parker (H)	Warren
Connell	Harris	Perloff	Williams
Crawford	Hill	Pruitt	Wise
Cross	Hobbie	Reid (R)	Wood

—68

And the bill, H. 1123, as amended by the Senate amendment, was again read at length and passed.

Yeas 71; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Cauthen	Dill
Adwell	Brassell	Cherner	Doss
Baker	Callahan	Chesnut	Downing
Barkett	Carnes	Connell	Easters
Bassett	Carter	Crawford	Edwards
Benton	Casey	Cross	Ellis

Erdreich	Jones (E)	Owens	Straiton
Flippo	Jones (F)	Parker (H)	Taylor
Gafford	King	Perloff	Timmons
Goodwin	Lutz	Pruitt	Turner
Grainger	McCluskey	Reid (R)	Turnham
Gray (F)	McDonald	Reynolds	Waldrop
Grey (D)	Manley	Roberts	Wallace
Hale	Mathews	St. John	Warren
Hardin	Meeks	Smith (K)	Williams
Harris	Namamore	Snell	Wise
Hill	Nettles	Stewart	Wood
Hobbie	O'Daniel	Stokes	

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House.

H. 2823. To prohibit the denial of admission of any child to any public school in this State under certain conditions.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 143. To regulate the rate of compensation by manufacturers of motor vehicles for warranty work performed by said manufacturers' dealers or representatives; and to provide penalties for violations.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Gafford, the House concurred in and adopted the Senate amendments to the bill, H. 143, said Senate amendments being as follows:

Amend Section 1 by deleting therefrom the following:

"Nor shall said manufacturer of motor vehicles, distributor, distributor branch or factory branch pay its dealer or representative for a lesser amount of time, or said franchised dealer or representative charge its manufacturer, distributor, distributor branch or factory branch for a greater amount of time, than was actually spent on such factory warranty agreements by said dealer or representative.

This section shall be construed as covering diagnostic work performed prior to, but as a necessary preliminary to, such factory warranty agreements."

Amend H. B. 143, Section 1, line 4, by deleting the word "incidental".

Yeas 72; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Roberts
Adams	Dill	King	Robertson
Adwell	Doss	Lutz	St. John
Baker	Downing	McCluskey	Slate
Barkett	Easters	McDonald	Smith (K)
Bassett	Edwards	Manley	Snell
Benton	Ellis	Mathews	Stewart
Boutwell	Erdreich	May	Stokes
Brassell	Flippo	Meeks	Straiton
Callahan	Gafford	Mims	Taylor
Carnes	Goodwin	Naramore	Timmons
Carter	Grainger	Nettles	Turner
Casey	Gray (F)	O'Daniel	Turnham
Cauthen	Grey (D)	Owens	Wa'drop
Cherner	Hale	Parker (H)	Wallace
Chesnut	Hardin	Perloff	Warren
Connell	Hill	Reid (R)	Williams
Crawford	Hobbie	Reynolds	Wise

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And the bill, H. 143, as amended by the Senate amendments, was again read at length and passed.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Dill	Jones (E)	Reynolds
Adams	Doss	King	Roberts
Adwell	Downing	Lutz	Robertson
Baker	Easters	McCluskey	St. John
Barkett	Edwards	McDonald	Slate
Bassett	Ellis	Manley	Smith (K)
Benton	Erdreich	Mathews	Snell
Boutwell	Flippo	May	Stewart
Brassell	Gafford	Meeks	Stokes
Callahan	Goodwin	Mims	Taylor
Carnes	Grainger	Naramore	Timmons
Carter	Gray (F)	Nettles	Turner
Casey	Grey (D)	O'Daniel	Turnham
Cauthen	Hale	Owens	Waldrop
Cherner	Hardin	Parker (H)	Wallace
Chesnut	Harris	Perloff	Warren
Connell	Hill	Pruitt	Williams
Crawford	Jackson	Reid (R)	Wise
Cross			

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SPECIAL ORDER RESUMED

And the bill:

S. 811. To validate, in certain cases, the incorporation of public corporations attempted to be organized under the provisions of Act No. 107 adopted at the 1965 First Special Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure for incorporation.

Was taken up.

S. 811 INDEFINITELY POSTPONED

On motion of Mr. Boles, the bill, S. 811, was indefinitely postponed.

And the bill:

S. 146. To amend Code of Alabama 1940, Title 25, Section 45, which relates to the form and sale of bonds of county housing authorities, amending such section in relation to the interest rate.

Was read a third time at length and passed.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Drake	McDonald	St. John
Adams	Easters	Manley	Slate
Adwell	Edwards	Mathews	Smith (K)
Barkett	Ellis	May	Smith (P)
Bassett	Goodwin	Mims	Snell
Benton	Grainger	Naramore	Stokes
Boutwell	Gray (F)	Nettles	Straiton
Brassell	Hale	O'Daniel	Stubbs
Callahan	Hardin	Owens	Taylor
Carnes	Harris	Parker (H)	Timmons
Casey	Hill	Parker (T)	Turner
Cauthen	Jackson	Perloff	Turnham
Connell	Jones (E)	Pruitt	Waldrop
Crawford	Jones (F)	Reid (R)	Wallace
Dill	King	Reynolds	Warren
Doss	Lutz	Roberts	Williams
Downing	McCluskey	Robertson	Wise

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And the bill:

S. 272. To authorize incorporated municipalities to employ on a part-time basis regular deputy sheriffs to serve as policemen.

Was read a third time at length and passed.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Crawford	Jackson	Reynolds
Adams	Dill	Jones (E)	Roberts
Adwell	Doss	Jones (F)	St. John
Agee	Downing	King	Slate
Baker	Drake	Lutz	Smith (K)
Barkett	Easters	McCluskey	Smith (P)
Bassett	Edwards	McDonald	Snell
Benton	Ellis	Manley	Stokes
Boutwell	Erdreich	Mathews	Straiton
Brassell	Falkenburg	May	Stubbs
Burgess	Flippo	Meeks	Taylor
Callahan	Gafford	Mims	Timmons
Carnes	Goodwin	Naramore	Turner
Carter	Grainger	Nettles	Turnham
Casey	Gray (F)	O'Daniel	Waldrop
Cauthen	Hale	Owens	Wallace
Cherner	Hardin	Parker (H)	Warren
Chesnut	Harris	Perloff	Williams
Connell	Hill	Reid (R)	Wise
Cottingham			

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officers as defined therein, so as to provide additional court costs for violations of State conservation laws or regulations which will be used for the benefit of the retirement fund.

Also:

H. 2078. To provide an appropriation to the Alabama Forestry Commission for the purchase of land needed to expand existing forest tree seedling nursery.

Also:

H. 2215. To make an appropriation for the payment of expenses of the Legislature.

McDOWELL LEE,
Secretary.

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to have the Journal show that Mr. Burgess would have voted "Nay" on the bill, S. 122, had he been in the Chamber at the time of voting.

CERTIFICATE OF CLERK

To The House of Representatives:

I hereby certify that the House Bills and House Joint Resolution herein-after mentioned were delivered to the Executive Department on the date and hour named, and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 10:10 A.M. on September 16, 1971:

H. 865

H. 1133

H. 1266

H. 1268

H. 2014

H. 2015

H. 2020

H. 2021

H. 2022

H. 2023

H. 2024

H. 2473

H. 2474

H. 2475

H. 2476

H. 2477
H. 2478
H. 2479
H. 2480
H. 2481
H. 2482
H. 2483
H. 2484
H. 2485
H. 2486
H. 2487
H. 839
H. 1007
H. 1229
H. 1732
H. 1733
H. 1734
H. 1735
H. 1737
H. 1739
H. 1836
H. 1963
H. 1964
H. 1968
H. 2252
H. 2505
H. 2506
H. 2320
H. 2321
H. 2322
H. 2323
H. 2324
H. 2325
H. 2326

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H. 2568
H. 2571
H. 2607
H. 2613
H. 2614
H. 2057
H. 2208
H. 2248
H. 2282
H. 1838
H. 1839
H. 1840
H. 1841
H. 1842
H. 1843
H. 1900
H. 1965
H. 1982

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H. 2034

H. 2128

H. 2129

H. 2653

H. 2654

H. 2659

H. 2660

H. 2678

H. 2686

H. 2688

H. 2689

H. 2690

H. 2695

H. 1411

H. 1413

H. 1416

H. 2687

H. 727

Delivered to the Governor at 6:10 P.M. on September 16, 1971:

H. J. R. 223

Delivered to the Secretary of State at 6:10 P.M. on September 16, 1971:

H. 1274 (Constitutional Amendment)

H. 2629 (Constitutional Amendment)

H. 287 (Constitutional Amendment) JOHN W. PEMBERTON,
Clerk.

ADJOURNMENT

On motion of Mr. Snell, the House adjourned until 11:00 o'clock a.m.,
Wednesday, September 22, 1971.

Yeas 42; Nays 35.

Yeas:

Mr. Speaker
Adwell
Agee
Bassett
Boles
Boutwell
Brasseil

Callahan
Carnes
Carter
Casey
Cauthen
Cherner
Chesnut

Connell
Dill
Doss
Drake
Easters
Edwards
Gafford

Goodwin
Hardin
Jackson
Jones (E)
Lang
McDonald
Mathews

Nays:

Messrs.:	Goodwin	Lutz	Reynolds
Barkett	Hale	Naramore	Straiton
Collins	Hobbie	Owens	Wise
Crawford			

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RESOLUTION

The following resolution was introduced:

By Mr. Jones (F):

H. R. 234. EXPRESSION OF APPRECIATION TO MRS. CLAUDE M. LEE

WHEREAS, Mrs. Claude M. Lee served with the Journal Section of the Alabama House of Representatives for three decades occupying the position of Supervisor of that Section for many of these years; and

WHEREAS, Mrs. Lee has rendered long, valuable and distinguished service to the House of Representatives and has been known and respected throughout the years for her able, cooperative and willing performance of her many duties; and

WHEREAS, she has enjoyed a warm and gratifying relationship with the members of the House and her co-workers in the Journal Department throughout her period of service, all of whom are properly grateful for the kindness and courtesies she has shown; and

WHEREAS, Mrs. Lee has now laid aside the duties of her office and is enjoying a well-deserved period of leisure,

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES That we extend to Mrs. Lee our sincere thanks and appreciation for her long and dedicated service to the State of Alabama, and to this House and that we wish for her the fullest measure of success and all of the pleasures of a long and happy life.

BE IT FURTHER RESOLVED That a copy of this Resolution be forwarded to Mrs. Claude M. Lee, Montgomery, Alabama.

On motion of Mr. Jones (F), the rules were suspended and the resolution was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 258. To make an additional appropriation to the Office of the Attorney General from the General Fund.

Also:

H. 265. To authorize the Alabama Corrections Institution Finance Authority to continue to lease a portion of the Kilby property and to give certain improvements thereon to the Environmental Protection Agency of the United States of America for the purpose of maintaining and operating an environmental laboratory.

Also:

H. 399. Relating to the licensing of Polygraph Examiners; creating a Polygraph Examiners Board; granting powers to the Polygraph Examiners Board; establishing minimum instrumentation requirements; providing for standards of qualifications of Polygraph Examiners; and providing for penalties for violation of provisions of this Act.

Also:

H. 508. To further amend Act No. 638, S. 137, Regular Session of the Legislature of 1953 (Acts of 1953, p. 895), as amended by Act No. 248, H. 41, approved May 5, 1965 (Acts of Alabama of 1965, Spec. Session, p. 363) providing that the Alabama Agricultural and Industrial Exhibit Commission shall provide and pay for agricultural premiums at the annual fair held by the South Alabama State Fair Association; to provide the amount to be paid for such premiums by amending Section 11 of said Act, as amended.

Also:

H. 862. Providing for the certification of factory-built housing; to provide for the regulation, administration and enforcement of the provisions of this Act by the Alabama Development Office; to establish certain civil remedies and actions in connection with factory-built housing and to provide penalties for violations of this Act or any rule or regulation promulgated hereunder.

Also:

H. 1244. To amend Section 16, Act No. 576, Acts of Alabama 1959, p. 1442, entitled "An Act Relating to the registration of vessels and their operation on the waters of this State and providing for water safety; providing for definitions; registration and identification of vessels used on the waters of this State by the Conservation Department of this State; the enforcement of this act; duties of the director of the State Department of Conservation; fee schedule for vessel registration; term of certificates and registration; establishment of a numbering and identifying system in compliance with Federal Boating Act of 1958 and any subsequent amendment thereto; prohibiting vessel operation when unnumbered; establishing exemptions from numbering provisions; requiring safety equipment; requiring records to be kept by boat liveries; requiring accident reports to be filed with Conservation Department; certain operations of vessels prohibited; prohibition by local regulation of water safety; granting rule making authority to Director of Conservation with limitations as set out in this act; the establishment of license fees on vessels and providing penalties for violation of the provisions of this act; providing for an appropriation of \$32,500.00 to the Department of Conservation for the administration of the provisions of this Act and for the transfer of certain monies to the Administrative Division of the Department of Conservation; to provide for the appointment of special agents to sell boat licenses; to repeal all laws in conflict with the provisions of this Act.", as heretofore amended, so as to increase the boat registration fees of Classes I through V, and increase issuance fees on all certificates.

Also:

H. 2051. To amend Section 9 of Act No. 999 of the Regular Session of the Legislature of Alabama, 1969, approved September 12, 1969 (Acts of Alabama 1969, p. 1855), which Act created a retirement system for peace

And the bill:

S. 1000. To create in the State Department of Conservation a Division of Land Surveys; to provide for an officer designated Chief of the Division of Land Surveys, his oath of office and duties, acting for and in behalf of the Director of Conservation; to establish an Advisory Board for the Division of Land Surveys, its membership, duties and functions; to provide for a chairman of the Advisory Board and to provide for regular and special meetings; to provide for the travel and other necessary expenses of the members of the Advisory Board; to provide for the acquisition of lands, or interests therein, by the Division; to provide for public land survey corners and to make it a misdemeanor to destroy same; to provide for extension of a triangulation and leveling net of precision; to provide for a location of the Division; to give certain personnel of the Division the right to enter upon private property for certain purposes and to provide for payment for any damages that might be incurred while on said property, and to provide that said personnel shall be immune from arrests for trespassing in performing their legal duty on said property; to provide for the furnishing of certain information to the Division by certain public officials; to provide for the furnishing of records to other public agencies and to provide for the admission for certain records of the Division in court proceedings; to provide that certain employees be registered land surveyors and providing that no employee of the Division shall engage in private land surveying or consultation; to grant the Division the right to produce and sell maps and other data and providing for the deposit of such funds; to grant to the Division power to enter into contracts; to establish a Land Surveys Fund to accomplish the purposes and to fulfill the provisions of this Act; and further providing that any moneys in the Land Surveys Fund in excess of \$100,000.00 at the end of any state fiscal year shall be transferred into the General Fund of the State.

Was read a third time at length and passed.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Dill	Jones (E)	Roberts
Adwell	Doss	Jones (F)	Robertson
Baker	Downing	King	St. John
Barkett	Drake	Lutz	Slate
Bassett	Easters	McCluskey	Smith (K)
Boles	Edwards	McDonald	Smith (P)
Boutwell	Ellis	Manley	Snell
Brassell	Erdreich	Mathews	Stokes
Burgess	Falkenburg	Meeks	Straiton
Callahan	Flippo	Mims	Stubbs
Carnes	Gafford	Naramore	Taylor
Carter	Goodwin	Nettles	Timmons
Casey	Grainger	O'Daniel	Turner
Cauthen	Gray (F)	Owens	Turnham
Cherner	Hale	Parker (H)	Wa'drop
Chesnut	Hardin	Parker (T)	Wallace
Connell	Harris	Perloff	Warren
Cottingham	Hill	Pruitt	Williams
Crawford	Hobbie	Reid (R)	Wise

And the bill:

S. 417. To regulate expense allowances of circuit judges when ordered to hold court or perform official duties outside the respective circuits for which they are elected, amending Section 179 of Title 13 of the Code of Alabama 1940, as amended.

Was taken up.

MOTION TO POSTPONE TABLED

On motion of Mr. Drake, the motion of Mr. Hardin to postpone the bill to the Thirty-sixth Legislative Day was tabled.

Yeas 61; Nays 11.

Yeas:

Mr. Speaker	Crawford	Hill	St. John
Adams	Dill	Jones (E)	Slate
Adwell	Doss	King	Smith (P)
Agee	Downing	Lang	Stewart
Baker	Drake	McCluskey	Stokes
Boutwell	Easters	McDonald	Stubbs
Brassell	Ellis	Manley	Taylor
Burgess	Erdreich	Mathews	Therrell
Callahan	Falkenburg	Meeks	Timmons
Carnes	Flippo	Nettles	Turner
Casey	Gafford	O'Daniel	Turnham
Cauthen	Goodwin	Parker (T)	Waldrop
Cherner	Gray (F)	Perloff	Wallace
Chesnut	Grey (D)	Pruitt	Williams
Connell	Harris	Reid (R)	Wood
Cottingham			

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Nays:

Messrs.:	Carter	Hobbie	Owens
Bassett	Collins	Lutz	Reynolds
Benton	Hardin	Naramore	Wise

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And the bill, S. 417, was read a third time at length and passed.

Yeas 67; Nays 12.

Yeas:

Mr. Speaker	Connell	Hill	St. John
Adams	Cottingham	Jones (E)	Slate
Adwell	Cross	King	Smith (K)
Agee	Dill	Lang	Smith (P)
Baker	Doss	McCluskey	Snell
Bassett	Downing	McDonald	Stewart
Boles	Drake	Manley	Stokes
Boutwell	Easters	Mathews	Stubbs
Brassell	Edwards	Meeks	Taylor
Burgess	Ellis	Nettles	Therrell
Callahan	Erdreich	O'Daniel	Timmons
Carnes	Falkenburg	Parker (H)	Turner
Carter	Gafford	Parker (T)	Turnham
Casey	Gray (F)	Perloff	Waldrop
Cauthen	Grey (D)	Pruitt	Wallace
Cherner	Hale	Reid (R)	Williams
Chesnut	Harris	Roberts	

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REGULAR SESSION

6041

Meeks	Parker (T)	Turner	Wallace
Naramore	Reynolds	Turnham	Weeks
Nettles	Slate	Waldrop	Williams
O'Daniel	Therrell		

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Nays:

Messrs.:	Falkenburg	Lutz	Smith (P)
Adams	Flippo	McCluskey	Stewart
Baker	Grainger	Manley	Stokes
Barkett	Gray (F)	Mims	Straiton
Benton	Headley	Owens	Stubbs
Burgess	Hill	Parker (H)	Taylor
Downing	Hobbie	Pruitt	Waggoner
Ellis	King	Reid (R)	Warren
Erdreich	Kinsey	Roberts	Wood

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THIRTY-SIXTH DAY

House of Representatives
Montgomery, Alabama
Wednesday, September 22, 1971

The House met pursuant to adjournment.

PRAYER

The session was opened with prayer by the Reverend John Vickers, Pastor, First United Methodist Church of Opelika, Opelika, Alabama.

ROLL CALL

On a call of the roll of the House, the following members answered to their names:

Mr. Speaker	Crowe	Jones (E)	Reynolds
Adams	Dill	Jones (F)	Roberts
Adwell	Doss	King	Robertson
Agee	Downing	Kinsey	St. John
Baker	Drake	Lang	Slate
Bank	Easters	Lutz	Smith (K)
Barkett	Edwards	McBride	Smith (P)
Bassett	Ellis	McCluskey	Snell
Benton	Erdreich	McCorquodale	Stewart
Boles	Falkenburg	McDonald	Stokes
Boutwell	Fite	Manley	Straiton
Bowers	Flippo	Mathews	Stubbs
Brassell	Gafford	May	Taylor
Burgess	Gloor	Meeks	Therrell
Callahan	Goodwin	Merrill	Timmons
Carnes	Grainger	Mims	Turner
Carter	Gray (F)	Naramore	Turnham
Casey	Grey (D)	Nettles	Waggoner
Cauthen	Hale	O'Daniel	Waldrop
Cherner	Hardin	Owens	Wallace
Chesnut	Harris	Parker (H)	Warren
Collins	Headley	Parker (T)	Weeks
Connell	Hearn	Perloff	Williams
Coshatt	Hill	Pruitt	Wise
Cottingham	Hobbie	Reed (T)	Wood
Crawford	Jackson	Reid (R)	Wynot
Cross			

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A quorum was present.

REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the thirty-fifth legislative day and finds the same to be correct.

TOM DRAKE,
Chairman.

On motion of Mr. Gloor, the reading at length of the Journal of the House for the thirty-fifth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the thirty-fifth legislative day was approved.

RESOLUTION

The following resolution was introduced:
By Rules Committee:

H. R. 234 A:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES That the following business in the order named be made special paramount and continuing order of business, for the 36th Legislative Day, taking precedence over any other business of the House.

1. Report of Standing Committees
 2. Introduction of Bills and Resolutions
 3. Adoption of resolutions of sympathy, commendation, and congratulations from the preceding day.
 4. Uncontested Local Bills
 5. Senate Messages
 6. Messages from the Governor
- S. B. 332. Page 18, Political Parties
- S. B. 542. Page 11, Conservation officers included in peace officers retirement system
- S. B. 493. Page 2, Rename Dept./Conservation; designate titles/classifications, etc.
- S. B. 1070. Page 7, Study Commission on Alabama's Judicial System
- S. B. 1134. Page 12, Taxation; exempting nuclear fuel (decrease Spec Ed undetermined amount)
- S. B. 1169. Page 15, Provide further for retirement/highway patrol
- S. B. 1071. Page 13, Provide for leasing of heavy duty eqpt by counties
- S. B. 684. Page 10, Create Governor's Mansion Advisory Board (Appropriate \$100,000.00)
- S. B. 686. Page 10, State Capitol Preservation Committee

- S. B. 421. Page 17, Banks/Banking—fees for merger permit
- S. B. 1031. Page 14, Appropriation for Alabama Forestry Commission
- S. B. 1229. Page 14, Transfer funds from Ala. Institute for Deaf/Blind to Rehabilitation
- S. B. 1033. Page 7, Ft. Morgan Historical Commission, regulate salaries
- S. B. 1145. Page 12, Alabama Space Science Commission, employees eligible for state retirement/etc.
- S. B. 375. Page 3, Amend Code/relating transfer of tax rating experience, unemployment compen.
- S. B. 176. Page 2, Physicians/Surgeons reports to State Medical Bd on judgments/settlements
- S. B. 178. Page 3, Authorize secretary-treas. retirement assn withhold premiums on health ins.
- S. B. 179. Page 2, \$400.00 to pay Senate Printing Expenses
- S. B. 350. Page 4, Municipalities publication ordinances; validate leases
- S. B. 117. Page 4, Define a city
- S. B. 545. Page 18, Strip Mining
- S. B. 546. Page 19, Strip Mining
- S. B. 547. Page 19, Strip Mining
- S. B. 548. Page 20, Strip Mining
- S. B. 549. Page 20, Strip Mining
- S. B. 379. Page 17, Children; exempt from public school
- S. B. 1009. Page 18, Exempt State Institutions from Governor's permission for out of state travel
- S. B. 496. Page 8, Persons working in coal mines
- S. B. 544. Page 10, Relating to prohibition of feeding garbage to swine/effective date
- S. B. 271. Page 8, Increase permissible width of certain vehicles
- S. B. 169. Page 1, Re-examination of drivers every four years
- S. B. 390. Page 16, Rule to apply in circuit/inferior courts/trial by jury not required
- S. B. 352. Page 17, Provide conviction of accused and payment of fines; traffic laws
- S. B. 318. Page 16, Hunting and fishing licenses; how issued/by whom fee
- S. B. 479. Page 15, Levy license on astrologers

S. B. 480. Page 15, Delete word "astrologers" for license

S. B. 940. Page 7, \$50.00 fee to sheriffs for evidence—repeal

On motion of Mr. Drake, the rules were suspended and the resolution, H. R. 234A, was adopted.

CERTIFICATE OF CLERK

To The House of Representatives:

I hereby certify that the House Joint Resolutions and House Bills herein-after mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 10:30 A.M. on September 17, 1971:

H. 161

H. 2125

H. 222

H. 1826

H. 1827

H. 1828

H. 1923

H. 495

H. 77

H. 76

H. 59

H. 1864

H. 2076

H. 256

H. 95

H. 1250

H. 2042

H. 2043

H. 2135

H. 2044

H. 2045

H. 2016

H. 2017

H. 2018

H. 2019
H. 2028
H. 2029
H. 1039
H. 317
H. 2677
H. 2675
H. 2131
H. 2311
H. 2497
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H. 2006
H. 1874
H. 262
H. 2286
H. 1151
H. 758
H. 2062
H. 2317
H. 37
H. 45
H. 39
H. 261
H. 324
H. 1851
H. 2308
H. 80
H. 461
H. 1021
H. 1124
H. 881

H. 368
H. 46
H. 29
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H. J. R. 146
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H. J. R. 175
H. J. R. 180
H. J. R. 181
H. J. R. 135
H. J. R. 186
H. J. R. 190
H. J. R. 199
H. J. R. 203
H. J. R. 209
H. J. R. 216
H. J. R. 218
H. J. R. 211

Note: H. 1216 was delivered to Secretary of State on Sept. 9, 1971 as a bill, but was a Constitutional Amendment.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the House Bill:

H. 1811. To amend Title 51, Section 177, Code of Alabama 1940, as amended, to increase the rate of taxation.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. Wilson, Harris and Lybrand.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills and Senate Joint Resolution, your signature thereto is requested:

S. 122. To provide maximum finance charges for loans and credit sales; to regulate extensions of credit, including consumer loans, consumer credit sales and consumer leases; to provide penalties for violation of this Act; and to authorize the Superintendent of Banks to administer this Act.

Also:

S. 249. To abolish primary elections of political parties in all cities and towns of 300,000 population or less; and to repeal conflicting laws.

Also:

S. 329. Relating to the Twelfth Judicial Circuit of Alabama; providing for separation of the Jury by consent in the Circuit Courts of the Counties composing such Circuit.

Also:

S. 330. To regulate the compensation of Jurors in the Twelfth Judicial Circuit of Alabama.

Also:

S. 485. To repeal Act No. 631, S. 556, Regular Session, 1969, (Acts 1969, p. 1157), which relates to counties having populations of not less than 300,000 nor more than 500,000; prohibiting the killing of unantlered male deer.

Also:

S. 557. Regulating the compensation of Legislative Reference Analysts or persons in other similar positions, who are employed by the Legislative Reference Service subject to the provisions of the Merit System; providing that the rate of compensation of such persons shall never be less than the rate of compensation prescribed for attorneys in corresponding ranks in the classified service.

Also:

S. 775. Relating to counties having populations of not less than 110,000 nor more than 150,000 inhabitants; authorizing the county governing body to pay the premiums on the official bonds of certain county employees.

Also:

S. 916. To repeal Act No. 31, H. 96, Third Special Session 1965 (Acts 1965 Third Special Session, v. 1, p. 239) an Act to provide per diem compensation payable out of the county treasury to the County sheriff for attending sessions of an inferior court created by law in counties of not less than 21,900 nor more than 22,300 population.

Also:

S. 1051. To amend Act No. 1049, S. 8, Legislature of 1969 (Regular Session), approved September 12, 1969 (Acts of 1969, Vol. III, pp. 1939-1965), an Act to provide for the mandatory inspection of the slaughter of cattle, sheep, swine, goats, and equines, and poultry, and the preparation of the carcasses, parts thereof, meat and meat food products of such animals; solely for distribution within this State; etc., by amending Section 1 (k), Section 1 (1) (5) and Sections 2, 7 (c), 10 (c), 15 and 16 (a) of said Act to the end that the requirements of said Act will be at least equal to requirements imposed by the provisions of the Federal Meat Inspection Act and the Federal Poultry Products Inspection Act.

Also:

S. 1190. To amend Act No. 1191, Regular Session 1969, an act applying only in counties having populations not less than 300,000 nor more than 500,000 and providing for the establishment of the Juvenile Division of the Circuit Court of the circuit composed of the county in which such Juvenile Court exists.

Also:

S. 1212. Relating to counties having populations of not less than 38,100 nor more than 40,500; providing further for the annexation of territory by certain municipalities in said counties.

Also:

S. 1213. To create and establish a court of record with county wide limited jurisdiction of criminal cases and civil actions at law, to be called the County Court of Calhoun County, in lieu of, and to replace the Intermediate Civil Court of Calhoun County; to abolish the Intermediate Civil Court of Calhoun County; to provide for the jurisdiction of said County Court of Calhoun County and the officers thereof; to fix their duties, powers, authority, and compensation; to provide for the transfer of all cases pending in the abolished court and in the Calhoun County Court to the newly established court, and to repeal Act. No. 23, H. 8, 1962 Special Session (Acts 1962, p. 29) and all other conflicting laws.

Also:

S. 1214. To fix the salaries of the judge and the clerk of the Calhoun County Court.

Also:

S. 1223. Relating to Wilcox County; to provide for the salary of the chief deputy of such county to be not less than \$500.00 nor more than

\$600.00 for each month said chief deputy serves and the salary of all other deputies of such county to be not less than \$400.00 nor more than \$500.00 for each month said deputies serve.

Also:

S. 1224. Relating to Conecuh County; to make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

Also:

S. 1225. Relating to counties having a population of not less than 55,500 nor more than 56,500 inhabitants, according to the last or any subsequent federal decennial census; creating a Public Hospital and Health Authority in any such county and prescribing the power, authority and jurisdiction of the Authority; providing for a board of directors of such Authority and for the appointment, terms, duties, power, authority and compensation of members of the board; authorizing the board to issue securities and mortgage and pledge its properties and revenues as security therefor; providing that securities of the Authority shall be negotiable instruments and shall be eligible for investment of trust funds; exempting from taxation all such securities, the income therefrom, any instrument executed as security therefor, and the income and properties of the Authority; and authorizing any municipality in such counties to transfer and convey to such hospital board with or without consideration therefor hospitals, other public health facilities, and funds raised or allocated for hospital purposes.

Also:

S. 1230. To alter, rearrange and extend the boundaries and corporate limits of the City of Weaver, Calhoun County, Alabama, so as to annex certain territory to the City.

Also:

S. 1233. To amend Act No. 74, H. 39, of the Special Session of 1967 (Acts 1967, p. 105) which Act creates and provides for organization and functioning of a board of jury supervisors for Dale County in lieu of the jury commission, so as to increase the membership of this board.

Also:

S. 1234. To provide for a personnel appeals board for every county having a population of not less than 56,500 nor more than 59,000, according to the most recent federal decennial census; to prescribe the qualifications, terms, duties, and compensation of its members; and to provide rules relating to political activities by employees of said counties.

Also:

S. 1235. To authorize the Etowah County Commission to sell and issue from time to time interest-bearing warrants for the purpose of paying costs of acquiring and providing solid wastes collection and disposal facilities; to provide that such warrants shall evidence general obligation indebtedness of the county; to provide that such warrants may, at the discretion of the Etowah County Commission, be additionally secured by a pledge or pledges of the revenues from the said facilities, or the proceeds from certain taxes, or

both such revenues and taxes; to specify the effect and priority of any such pledges; to authorize the refunding of any such warrants; to provide that such securities shall be legal investments for fiduciaries; to provide that the issuance of any warrants and the interest coupons applicable thereto shall constitute the audit and allowance of claims against the issuing county and any tax proceeds and revenues, or either, pledged to the payment thereof.

Also:

S. 1236. Relating to counties having populations of not less than 57,000 nor more than 61,000; authorizing the tax assessor to employ a clerk to perform duties imposed on the tax assessor under Code of Alabama 1940, Title 51, Sections 66, 67, and 68.

Also:

S. 1240. To alter or re-arrange the boundary lines of the Town of Valley Head, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Also:

S. 1241. Relating to Wilcox County; to make it unlawful to kill, take or catch fish from the public waters of said county by the use of gill nets; and to prescribe the penalties for any person, firm or corporation who violates the provisions of this Act.

Also:

S. 1244. Authorizing the county commission in all counties having not less than 55,500 nor more than 56,500 inhabitants according to the last or any subsequent federal decennial census, to make an appropriation of county funds for the relief of Leon W. Richardson to compensate for certain damages.

Also:

S. 1245. To provide for the election of members of the County Board of Education of Autauga County, Alabama; to define the school districts from which the members of the County Board of Education are elected.

Also:

S. 1249. Relating to counties having populations of not less than 55,500 inhabitants nor more than 56,500 inhabitants according to the most recent or any subsequent federal decennial census; to regulate the amount of the clerk and sheriff's fees charged by the circuit courts (criminal and civil divisions) and by the intermediate courts (criminal, civil, and equity divisions) and to regulate the amount of certain other fees and costs charged by such courts in counties coming under the provisions of this Act.

Also:

S. 304. To provide for the operation of cotton wagons over the public roads of the state.

Also:

S. J. R. 107. Creating the Birmingham National Geological Monument Commission.

Also:

S. J. R. 70. Creating a Health Study Commission.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Bills and Senate Joint Resolutions, the titles of which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 134. To provide additional alternative procedures whereby incorporated municipalities with populations of two thousand (2000) or more may alter their corporate limits to incorporate into their boundaries certain contiguous unincorporated territory.

Also:

S. 138. To amend Act No. 664, S. 133 of the Regular Session of 1961 (Acts of Alabama, Regular Session 1961, p. 868), which provides for and regulates elections in cities and towns of 300,000 population or less, which have a commission form of government, so as to make the provisions thereof for assistance to disabled voters conform to the provisions of the general election law relative to assistance to disabled voters.

Also:

S. 139. To amend further Act No. 663, S. 132 of the Regular Session of 1961 (Acts of Alabama 1961, p. 827), as amended, which provides for and regulates general and special elections in cities and towns of this state having populations of 300,000 or less, except cities and towns which have a commission form of government, so as to make the provision thereof for assistance to disabled voters conform to the provision of the general election law relative to assistance to disabled voters.

Also:

S. 146. To amend Code of Alabama 1940, Title 25, Section 45, which relates to the form and sale of bonds of county housing authorities, amending such section in relation to the interest rate.

Also:

S. 172. To amend Section 270 of Title 22 of the Code of Alabama 1940, Recompiled 1958 to provide for medical treatment of minors with venereal disease.

Also:

S. 187. To amend Section 586, Title 37, Code of Alabama 1940, providing for the authority of a Municipal Recorder to find, punish, imprison, and sentence to hard labor, so as to authorize fines not in excess of two hundred dollars (\$200.00), and to extend the time of payment to ninety days (90) upon confession of judgment.

Also:

S. 272. To authorize incorporated municipalities to employ on a part-time basis regular deputy sheriffs to serve as policemen.

Also:

S. 417. To regulate expense allowances of circuit judges when ordered to hold court or perform official duties outside the respective circuits for which they are elected, amending Section 179 of Title 13 of the Code of Alabama 1940, as amended.

Also:

S. 796. To amend Section 2(d), (e), 17(a), and 27 of the Securities Act of Alabama (Acts 1959, V. 2, p. 1318, et seq., Act No. 542, Regular Session 1959 as amended by Acts 605 and 740, 1969 Regular Session) so as to further provide for the registration of securities dealers and salesmen, to provide for a change in the statute of limitations for violations of this act, and to further provide for the disposition of revenues collected by the Securities Commission.

Also:

S. 797. Relating to Securities; providing for the assessment of fees by the Securities Commission upon application for exemptions under the Provisions of Act #542, Regular Session, 1959 (Acts 1959, Page 1318, as amended).

Also:

S. 808. To amend Section 4 of Act No. 211, Acts of Alabama 1945, p. 331, as amended by Section 2, Act No. 271, Acts of Alabama 1947, p. 114, as amended by Section 1, Act No. 870, Acts of Alabama 1965, p. 1631, and recompiled as Title 22, Section 204(6), Code of Alabama 1940, Recompiled 1958, relating to the public health; providing an Advisory Council to the State Board of Health; and prescribing qualifications of the members of said Advisory Council.

Also:

S. 815. To protect wildlife exhibited for public purposes; to provide that the Director of Conservation may prescribe standards for the care and treatment of captive wildlife; to require persons exhibiting wildlife to secure a permit from the Department of Conservation and to pay a permit fee of twenty-five dollars (\$25.00) therefor; to provide punishment for the violation of the provisions of this Act or the standards established hereunder.

Also:

S. 868. To amend Sections 2, 5 and 6 of Act Number 771, enacted at the 1969 Regular Session of the Legislature of Alabama (Acts 1969-70, page

1373), (an act to provide for the control and disposal of solid wastes) so as to provide the method of obtaining a certificate of exception, to provide for the collection of fees, charges and rates for providing services, and to provide penalties for failing to pay said fees, charges and rates, and for failing to comply with conditions of certificate of exception issued under said Act.

Also:

S. 1000. To create in the State Department of Conservation a Division of Land Surveys; to provide for an officer designated Chief of the Division of Land Surveys, his oath of office and duties, acting for and in behalf of the Director of Conservation; to establish an Advisory Board for the Division of Land Surveys, its membership, duties and functions; to provide for a chairman of the Advisory Board and to provide for regular and special meetings; to provide for the travel and other necessary expenses of the members of the Advisory Board; to provide for the acquisition of lands, or interests therein, by the Division; to provide for public land survey corners and to make it a misdemeanor to destroy same; to provide for extension of a triangulation and leveling net of precision; to provide for a location of the Division; to give certain personnel of the Division the right to enter upon private property for certain purposes and to provide for payment for any damages that might be incurred while on said property, and to provide that said personnel shall be immune from arrests for trespassing in performing their legal duty on said property; to provide for the furnishing of certain information to the Division by certain public officials; to provide for the furnishing of records to other public agencies and to provide for the admission for certain records of the Division in court proceedings; to provide that certain employees be registered land surveyors and providing that no employee of the Division shall engage in private land surveying or consultation; to grant the Division the right to produce and sell maps and other data and providing for the deposit of such funds; to grant to the Division power to enter into contracts; to establish a Land Surveys Fund to accomplish the purposes and to fulfill the provisions of this Act; and further providing that any moneys in the Land Surveys Fund in excess of \$100,000.00 at the end of any state fiscal year shall be transferred into the General Fund of the State.

Also:

S. 1002. To further provide for the administration of Sections 1901 through 1908 of the Federal Social Security Act by the State Health Department.

Also:

S. 1135. To amend Act No. 265, Regular Session 1963 (Acts 1963, p. 696) which Act authorizes the incorporation of Airport Authorities, to provide for the number of members of the Board of Directors of such Authority, the manner in which they shall be elected and to provide for the term of office of the members of said Board of Directors, to authorize the acquisition by eminent domain, construction, installation, equipping, maintaining and operating sanitary and storm sewer systems, water, electric and gas systems, upon, adjacent to, in connection with or for the furtherance of the use of any airport, heliport, aircraft landing area or manufacturing, industrial or retail shopping area owned or operated by the Authority, to provide for the employment of security guards by such Authorities, to authorize any county, city or other political subdivision, public corporation, agency or instrumentality of this State to furnish at the request of such Authority fire and air crash

equipment of all kinds and personnel to properly operate such equipment at any airport, heliport or aircraft landing area owned, operated or used in connection therewith by such Authority, to prohibit any county, city or town from requiring the payment of any tax or privilege license by any person, firm or corporation for the reasonable use of its public streets, roads or highways in going to or from any airport, heliport or aircraft landing area owned or operated by or under the jurisdiction of such Authority, and to validate all contracts entered into or legal actions heretofore instituted by any de facto or de jure Authority organized under said Act No. 265, Regular Session 1963.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing Message from the Senate.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 2823. To prohibit the denial of admission of any child to any public school in this State under certain conditions.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

LEAVE OF ABSENCE

On motion of Mr. Bank, leave of absence was granted for Mr. Culver, due to personal illness and confinement in a hospital.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the Senate Joint Rules 6 and 7 and ordered same returned to the House with a favorable report, with substitute, said substitute being as follows:

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, The House and Senate Concurring, That Joint Rules 6 and 7 be struck and the remaining joint rules renumbered accordingly, and that the following rule be inserted in lieu thereof:

6. All official printed legislative documents placed in the custody of the Clerk of the House and the Secretary of the Senate shall be assigned a number by the Secretary or the Clerk and the number, year and the session shall clearly appear on the title page of the document.

And the substitute for Senate Joint Rules 6 and 7 reported by the Standing Committee on Rules was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the Senate Joint Rules and ordered same returned to the House with a favorable report, with substitute, said substitute being as follows:

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, The House and Senate Concurring, That the following new rule is hereby added to the Joint Rules of the House and Senate:

All bills, except local bills and general bills with local application, introduced in the House and Senate shall have printed at the top of the bill a brief synopsis of the contents.

And the substitute for Senate Joint Rules reported by the Standing Committee on Rules was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the Senate Joint Rules and ordered same returned to the House with a favorable report, with substitute, said substitute being as follows:

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, The House and Senate Concurring, That the following new rule is hereby added to the Joint Rules of the House and Senate:

No bill amending an existing statute shall be introduced in the Senate unless: (a) the subject of the bill, independent of references to code sections, is clearly expressed in the title, and (b) unless the material to be inserted is shown by underscored type.

And the substitute for the Senate Joint Rules reported by the Standing Committee on Rules was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following resolution, S. J. R. 103, and ordered same returned to the House with a favorable report.

S. J. R. 103.

LEGISLATIVE EXPENSE

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING that the Secretary of the Senate and the Clerk of the House, the Assistant Secretary of the Senate, and the Chief Clerk of the House, each be allowed an additional expense allowance of Two Hundred dollars (\$200.00) per month.

On motion of Mr. Merrill, the resolution, S. J. R. 103, was adopted.

RESOLUTIONS

The following resolutions were introduced:
By Messrs. Hearn and Hobbie:

H. R. 235. WISHING REP. JOHN CULVER A SPEEDY RECOVERY.

WHEREAS, our esteemed and beloved colleague John Culver was admitted to the hospital on September 18 for tests and examination, and

WHEREAS, Mr. Culver's presence in this House is sorely missed even though he never attracted attention by being involved in controversy or violent argument, and never represented unpopular causes; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF ALABAMA, That we extend to our happy warrior, whose lance is sometimes bent, but never broken, and whose spirit is always soaring in the sky, our heartfelt and sincere wishes for a speedy recovery so that he may continue his uneventful and non-controversial legislative career.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to John Culver.

On motion of Mr. Hearn, the rules were suspended and the resolution was adopted.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Gloor	McCluskey
Adams	Collins	Goodwin	McCorquodale
Adwell	Connell	Grainger	McDonald
Agee	Coshatt	Gray (F)	Manley
Baker	Cottingham	Grey (D)	Mathews
Bank	Crawford	Hale	May
Barkett	Cross	Hardin	Meeks
Bassett	Crowe	Harris	Merrill
Benton	Dill	Headley	Mims
Boles	Doss	Hearn	Naramore
Boutwell	Downing	Hill	Nettles
Bowers	Drake	Hobbie	O'Daniel
Brassell	Easters	Jackson	Owens
Burgess	Edwards	Jones (E)	Parker (H)
Callahan	Ellis	Jones (F)	Parker (T)
Carnes	Erdreich	King	Perloff
Carter	Falkenburg	Kinsey	Pruitt
Casey	Fite	Lang	Reed (T)
Cauthen	Flippo	Lutz	Reid (R)
Cherner	Gafford	McBride	Reynolds

Roberts	Snell	Timmons	Warren
Robertson	Stewart	Turner	Weeks
St. John	Stokes	Turnham	Williams
Slate	Straiton	Waggoner	Wise
Smith (K)	Stubbs	Waldrop	Wynot
Smith (P)	Therrell	Wallace	

—103

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted for all members voting "Yea" on the resolution, H. R. 235, to have their names added as co-sponsors.

Also:

By Mr. Gray (F).

H. J. R. 236. RESOLUTION HONORING HONORABLE HUGO L. BLACK UPON HIS RETIREMENT FROM THE SUPREME COURT OF THE UNITED STATES OF AMERICA

WHEREAS, the Honorable Hugo L. Black, Associate Justice of the Supreme Court of the United States has recently announced his retirement from that August Body; and

WHEREAS, his retirement brings to a close 34 years of distinguished service as a member of the Supreme Court; and

WHEREAS, Justice Black's determination, integrity and legal scholarship took him from Clay County, Alabama to the Nation's highest tribunal; and

WHEREAS, his thousands of opinions rendered while a member of that tribunal are indelibly imprinted into the laws of our Nation and will be read and analyzed by successive generations of historians and legal scholars for all the years to come; and

WHEREAS the labors of Justice Black's long and illustrious career will ever warm the hearts of freedom-loving men; and

WHEREAS, the citizens of the State of Alabama are justly proud of Justice Black, one of Alabama's noblest sons; and

WHEREAS, as Justice Black steps down from the bench for a well deserved rest, the people of Alabama, through their Legislature, pray that Providence will ever guide and sustain him, confident that history will record Justice Black as one of the true giants of jurisprudence.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES CONCURRING, that we commend Justice Black upon his retirement, for his splendid services to the Nation and to constitutional government.

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to Justice Black and to the Clerk of the Supreme Court of the United States.

On motion of Mr. Gray (F), the rules were suspended and the resolution was adopted.

Also:

By Mr. Doss:

H. J. R. 237. TO AUTHORIZE THE QUARTERLY PAYMENT OF CERTAIN MOTOR VEHICLE LICENSE FEES.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the Governor of Alabama is hereby authorized to order and direct the Commissioner of the State Department of Revenue and the Judge of Probate of each County to allow the payment of all motor vehicle license taxes and registration fees of \$400 or more levied under authority of House Bill 47 of the 1971 Regular Session of the Legislature in equal quarterly installments.

BE IT FURTHER RESOLVED That upon receipt of the Governor's order, the Commissioner of the State Department of Revenue shall promulgate the necessary rules, regulations and procedures to implement the payment of such taxes and fees in quarterly installments and furnish same to each Judge of Probate.

On motion of Mr. Doss, the rules were suspended and the resolution was adopted.

Also:

By Mr. Crowe:

H. J. R. 238. CREATING THE MOBILE HOME STUDY COMMITTEE.

WHEREAS the growth and development of the manufacturing and sale of mobile homes in Alabama has become a significant factor in the economy of the State, now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That a Joint Interim Committee be created to study this industry with regard to future legislation regulating the manufacturing, marketing, and transportation of mobile homes in Alabama.

BE IT FURTHER RESOLVED, that this committee consist of three Senators and three House members, each appointed by his presiding officer, that a chairman be chosen at the first meeting held within 60 days of the close of this session, and that four members shall constitute a quorum.

BE IT FURTHER RESOLVED, that \$10,000 be allocated from funds heretofore appropriated, for the Legislature, to the use and benefit of the Mobile Home Study Committee, for each of the fiscal years ending September 30, 1972, and September 30, 1973. Each member shall receive his regular legislative pay and allowances, and shall meet at the call of the chairman. The report of the committee shall be made to the next regular session of the legislature by the 6th legislative day.

MOTION TO SUSPEND RULES LOST

The motion of Mr. Crowe to suspend the rules in order to bring up for immediate consideration the above and foregoing resolution, was lost, lacking a four-fifths vote.

Yeas 27; Nays 21.

Yeas:

Mr. Speaker	Brassell	Crowe	Grey (D)
Agee	Callahan	Drake	Headley
Bank	Carnes	Easters	Hobbie
Barkett	Crawford	Fite	Jackson

Jones (E)	Owens	Slate	Wise	
Naramore	Parker (T)	Straiton	Wynot	
O'Daniel	Reid (R)	Turner		—27

Nays:

Messrs.:	Carter	Flippo	Lang	
Baker	Cauthen	Gafford	McCorquodale	
Bassett	Connell	Hearn	Meeks	
Benton	Cross	Hill	Nettles	
Boutwell	Dill	Kinsey	Reynolds	
Bowers	Downing			—21

And the resolution, H. J. R. 238, was read and referred to the Standing Committee on Rules.

Also:

By Messrs. Harris, Hobbie and Jones (F):

H. R. 239. COMMENDING THE 151st ARMY BAND ALABAMA NATIONAL GUARD

WHEREAS, the 151st Army Band, Alabama National Guard performed for more than 73,000 members of the American Legion and auxiliary guests and patriotic Americans in the Convention City, Houston, Texas during their three day stay August 28-31, 1971, and

WHEREAS, every Alabamian can take pride in the magnificent performances of this band, and

WHEREAS, personal concerts were put on by the Alabama National Guard Band not only in the parade, but for National Headquarters the American Legion, the Rich (host) Hotel for distinguished guests, the Savoy Field Hotel and the National Parade to the delight of many thousands who had the pleasure of hearing them, and

WHEREAS, the director, Warrant Officer Gavin and the band Drum Major, and the bandsmen who composed this band performed with musical excellence,

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, Both Houses thereof concurring, That the 151st Army Band, Alabama National Guard be commended for a job well done.

On motion of Mr. Harris, the rules were suspended and the resolution was adopted.

Also:

By Messrs. Harris, Jones (F) and Hobbie:

H. R. 240. TO COMMEND THE FOOTBALL AND TRACK TEAMS OF ROBERT E. LEE HIGH SCHOOL IN THE CITY OF MONTGOMERY, ALABAMA.

WHEREAS the Robert E. Lee High School football team (1969, 1970) and track team (1970, 1971) of the City of Montgomery each have won two consecutive 4A state championships; and

WHEREAS both teams strived to provide their school with the highest honors in the State of Alabama; and

WHEREAS the athletes of Robert E. Lee participated with their utmost ability; and

WHEREAS the football and head coach Jim Chafin and track coach Tom Hollingshead and their coaching assistants provided outstanding leadership in achieving this goal; and

WHEREAS the student body and faculty have contributed to this goal with their loyal support and undying spirit which has been a large part of this great success; now therefore

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES that the football teams (1969 and 1970), the track teams (1970 and 1971), the coaching staffs, and student body are hereby commended for a job well done.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent by the Clerk of the House of Representatives to Robert E. Lee High School in Montgomery, Alabama.

On motion of Mr. Harris, the rules were suspended and the resolution was adopted.

Also:

By Messrs. Smith (P) and McCluskey:

H. R. 241. CONGRATULATING J. B. (JOHNNY) MCKINNEY, JR. UPON HIS ELECTION AS MAYOR OF TALLADEGA.

WHEREAS J. B. (Johnny) McKinney, Jr. has been elected Mayor of the City of Talladega at the age of twenty-seven years, making him the youngest full time Mayor in the United States; and

WHEREAS Mayor McKinney, who is a native of Talladega, is exceptionally well qualified by virtue of his experience, training, education and personality to perform the duties of the office of Mayor; and

WHEREAS Mayor McKinney is a law student at Samford University, having graduated from the University of Alabama in political science prior to entering the United States Air Force and serving in active combat in Vietnam as an intelligence officer until his discharge in December 1970; and

WHEREAS Johnny McKinney, as a student in the public schools of Talladega, was active in all sports and school affairs and was elected Governor of the Y.M.C.A. Youth Legislature in his senior year; and

WHEREAS Mr. McKinney has long served actively and with dedication in civic and religious affairs and has maintained an increasing interest in political affairs, having been a full time active worker in the Wallace Presidential Campaign in 1968;

NOW THEREFORE BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF ALABAMA, That we most heartily congratulate Mayor McKinney upon his election to the office of Mayor of the City of Talladega, and extend to him all best wishes for a most successful term of office.

RESOLVED FURTHER That a copy of this resolution be sent to Mayor Johnny B. McKinney.

On motion of Mr. Smith (P), the rules were suspended and the resolution was adopted.

MOTION IN WRITING

Mr. Owens filed the following Motion in Writing:

HAVING VOTED ON THE PREVAILING SIDE ON THE MOTION TO INDEFINITELY POSTPONE SENATE BILL 1173, I NOW MOVE THAT THE VOTE BY WHICH SENATE BILL 1173 WAS INDEFINITELY POSTPONED, BE RECONSIDERED.

REPORT OF COMMITTEE ON CONFERENCE ON H. B. 78:

The Committee of Conference appointed to reconcile the disagreement between the two houses on the Senate amendment to the bill, H. B. 78, has met, considered the matter, and reports as follows:

We recommend that the House and the Senate adopt the following:

A BILL TO BE ENTITLED AN ACT

Relating to cities having populations of 300,000 or more, according to the last or any succeeding Federal decennial census, to regulate the power and authority of such cities to levy or impose privilege license taxes on employees working for wages, salaries or other compensation in such cities.

Be It Enacted by the Legislature of Alabama:

Section 1. No city having a population of more than 300,000 according to the most recent federal decennial census shall have the power or authority to levy or impose a privilege license tax of more than one percent on the wages, salaries or other compensation of persons employed within its corporate limits or police jurisdiction; provided, however, that any person whose gross income from wages, salary or other compensation from all sources is less than \$3,000.00 a calendar year shall be entitled to a refund from the city of any privilege license tax paid to any such city on any such persons' wages, salary or other compensation; provided, further, that "wages, salaries or other compensation" shall not include sick pay or other benefits or compensation paid for sickness or injury.

Section 2. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

BEN ERDREICH
ROBERT D. TIMMONS
Conferees on the part of the House
JOHN W. COOK
EDDIE HUBERT GILMORE
Conferees on the part of the Senate

Mr. Erdreich moved that the House concur in and adopt the Report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 78, said report being set out in the above and foregoing Report of the Committee of Conference.

MOTION TO NON-CONCUR TABLED

On motion of Mr. Erdreich, the motion of Mr. Meeks that the House non-concur in the Report of the Committee of Conference on the bill, H. 78, was tabled.

Yeas 12; Nays 10.

Yeas:

Messrs.:	Erdreich	Headley	Stokes	
Boles	Falkenburg	Jones (E)	Timmons	
Boutwell	Glor	Robertson	Wallace	
Doss				—12

Nays:

Messrs.:	Carnes	Crawford	McBride	
Adwell	Cherner	Dill	Meeks	
Bowers	Connell	Gafford		—10

PRESENCE OF QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

CONFERENCE COMMITTEE REPORT ADOPTED

The question, then, was on the adoption of the motion of Mr. Erdreich that the House concur in and adopt the Report of the Committee of Conference, and the motion was adopted.

Yeas 12; Nays 6.

Yeas:

Messrs.:	Doss	Jones (E)	Reid (R)	
Boles	Falkenburg	McBride	Timmons	
Cherner	Glor	Parker (H)	Wallace	
Dill				—12

Nays:

Messrs.:	Boutwell	Gafford	Waggoner	
Adwell	Bowers	Meeks		—6

PRESENCE OF QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to let the Journal show Mr. Boutwell inadvertently voted "Yea" but intended to vote "Nay" on the motion of Mr. Erdreich to table the motion of Mr. Meeks that the House non-concur in the Report of the Committee of Conference on the bill, H. 78.

And the bill:

H. 78. Relating to cities having populations of 300,000 or more; to regulate the power and authority of such cities to levy or impose privilege license taxes on employees working for wages, salaries or other compensation in such cities.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 15; Nays 6.

Yeas:

Messrs.:	Dill	Gloor	Reid (R)
Boles	Doss	Jones (E)	Timmons
Carnes	Downing	McBride	Wallace
Cherner	Falkenburg	Parker (H)	Wynot
			—15

Nays:

Messrs.:	Boutwell	Gafford	Waggoner
Adwell	Eowers	Meeks	—6

PRESENCE OF QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

RESOLUTIONS

The following resolutions were introduced:

By Messrs. Manley and Pruitt:

H. J. R. 242. DIRECTING TRANSFER OF OPERATIONAL AND MAINTENANCE FUNDS FOR CERTAIN HISTORICAL SITES.

WHEREAS, the Legislature of the State of Alabama, by an overwhelming vote of 92-0 in the House of Representatives and 25-0 in the State Senate, has passed Act 665 during the 1971 Regular Session, an act which transfers the ownership and operation of Fort Mims, Fort Toulouse, Gaineswood and the Confederate Memorial Cemetery from the Alabama Department of Conservation to the Alabama Historical Commission, and

WHEREAS, the proposed and recommended budget of the State Conservation Department for Fiscal Years 1971-72 and 1972-73 included funds for the operation and maintenance of these four historic sites by the State Division of Parks, Monuments and Historical Sites, and

WHEREAS, the proposed and recommended budget of the Alabama Historical Commission for Fiscal Years 1971-72 and 1972-73 does not include funds for the operation and maintenance of these four historic sites, and

WHEREAS, it is the intent of the House and Senate that the transfer of Gaineswood, Fort Toulouse, Fort Mims and the Confederate Memorial Cemetery be an orderly one, and that the security, attractiveness, usefulness, and accessibility of the four historical landmarks not be impaired to Alabamians and out-of-state visitors during the ensuing two years before the State Historical Commission can next request funds from the Alabama Legislature for their operation and upkeep,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that the Alabama Department of Conservation, State Division of Parks, Monuments and Historical Sites transfer to the Alabama Historical Commission such funds in the amounts which were used to operate and maintain these four landmarks during Fiscal Year 1970-71 for each of the Fiscal Years 1971-72 and 1972-73, such amounts not to exceed \$40,000 per annum, and such funds to include salaries for the services of house guides, domestic workers, groundskeepers and night watchmen at Gaineswood, and such grass cutting and maintenance services as has been the custom of the Parks Division to provide at Fort Toulouse, Fort Mims and the Confederate Memorial Cemetery and reasonable security measures at each of the four landmarks, the exact sums of the transfer to be determined by the Executive Director, Chairman and Treasurer of the Alabama Historical Commission or their representatives and the Director, Parks Chief, and Auditor of the Alabama Department of Conservation and/or their representatives with the advice and assistance, if requested or needed to determine the appropriate amount, of the Chief Examiner of Public Accounts, the determined amounts to be deposited by the Conservation Department into the Alabama Historical Commission's Account 787 no later than November 1st of each of the next two fiscal years for the continued operation and maintenance of Gaineswood, Fort Toulouse, Fort Mims and the Confederate Memorial Cemetery.

On motion of Mr. Manley, the rules were suspended and the resolution was adopted.

Also:

By Mr. Bank:

H. J. R. 243. CREATING THE INTERIM MEDICAID STUDY COMMITTEE

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That there is hereby created the Interim Medicaid Study Committee to supervise the Medical Services Administration. Said committee shall be composed of three members of the House committee on health appointed by the chairman thereof and two members of the Senate committee on health, appointed by the chairman thereof. The chairman of the House committee on health and the chairman of the Senate committee on health shall be ex-officio members of the committee created herein. The chairman of the House committee on health and the chairman of the Senate committee on health shall jointly select a chairman and a co-chairman of such interim committee.

The Interim Medicaid Study Committee created herein shall meet from time to time at the call of the chairman. It shall study, investigate and analyze the adequacy of medicaid in Alabama, and shall supervise the operations of Medical Services Administration and of medicaid within the state.

Members of the committee shall be entitled to their actual expenses while attending meetings of the committee. Such expenses shall be paid out of monies heretofore or hereafter appropriated to the Legislature.

RESOLVED FURTHER, That the committee created herein shall prepare a report of its findings, conclusions, and recommendations. Such report shall be filed in each house not later than the tenth legislative day of the 1973 Regular Session, and the committee shall thereupon be discharged.

On motion of Mr. Bank, the rules were suspended and the resolution was adopted.

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted Mr. Carnes to have the Journal show him voting "Yea" on the Report of the Committee of Conference on the bill, H. 78.

REPORT OF COMMITTEE ON CONFERENCE ON HOUSE BILL 1811, AS SUBSTITUTED

We, the committee on conference appointed to reconcile the differences of the two houses concerning the Senate substitute for House Bill 1811 and amendments thereto have met in conference, considered the matter in conference, and have agreed to the following substitute for House Bill 1811 as substituted and amended:

A BILL TO BE ENTITLED AN ACT

To amend Section 177, Title 51, of the Code of Alabama of 1940, to increase the license tax levied thereby.

Be It enacted by the Legislature of Alabama:

Section 1. Section 177, Title 51, of the Code of Alabama of 1940, is hereby amended to read as follows:

Section 177. License Tax on Gross Receipts.—For each person operating a public utility, such as street railroad or interurban railroad operated by electricity or other motive power, water works, gas company, pipe lines company for transporting or carrying gas, oil, gasoline, water or other commodities, gas distributing companies whether by means of pipe line or by tanks, drums, tubes, cylinders, or otherwise, heating companies or other public utility, except electric, hydroelectric, telephone or telegraph companies, railroad or sleeping car companies and express companies, which are otherwise licensed shall pay to the State a license tax equal to two and two-tenths percent (2.2%) on each dollar of gross receipts of such public utility in this State for the preceding year. For the first year's business where an existing public utility is taken over, such license tax payable to the State shall be equal to two and two-tenths percent (2.2%) on each dollar of the gross receipts for the preceding year of the public utility taken over, less whatever sum the

prior operators have paid as such license tax on the gross receipts for that year. Where no existing public utility is taken over such license tax for the first year, as well as for the second year, shall be based on the first year's business, but shall in no event be less than one hundred dollars for the first year's business; provided where business is started after April first the payment shall be not less than fifty dollars. Any person establishing a new public utility shall pay to the State the sum of one hundred dollars where operation is begun between October first and April first, and fifty dollars when operation is begun after April first and shall also at the same time execute a bond, payable to the State of Alabama, to insure payment of whatever sum, in addition to the one hundred dollars, or fifty dollars, which must be due when, at the end of the first year or if operation begun after April first, the amount of the gross receipts are ascertainable. Such license tax shall be paid to the Department of Revenue by check made payable to the Treasurer and shall be paid quarterly, one-fourth on October first, one-fourth on January first, one-fourth on April first and one-fourth on July first and shall become delinquent on the fifteenth day of each said month, based upon gross receipts for the preceding year or half year, if operations begun after April first. The payment of such license shall be accompanied by a sworn statement made on forms furnished by the Department of Revenue, by the president, manager, or operating officer of the public utility or by the owner, receiver or trustee thereof, giving the name of the person, firm or corporation owning and operating said public utility, and the principal place of business thereof, showing the gross receipts of such public utility for the preceding year. The books of every person operating a public utility shall be at all times open to the inspection of the Department of Revenue. Any person failing to make such sworn statement or wilfully making a false statement of the gross receipts of such public utility shall be guilty of a misdemeanor and upon conviction shall be fined not exceeding five hundred dollars, and shall also forfeit to the State three times the amount of the license on said utility, but no license under this schedule shall be paid to county or counties.

Section 2. All revenues collected under the provisions of this Section shall, after deduction of the cost of collection, be distributed in the following manner: (1) eighty-five percent of the balance remaining after deduction of the cost of collection shall be deposited in the Special Mental Health Fund to be used for mental health purposes; (2) fifteen percent of the balance remaining after deduction of the cost of collection shall be deposited in the State General Fund.

Section 3. This Act shall become effective on October first after its approval by the Governor or upon its otherwise becoming a law."

BILL WILLIAMS

MILAM TURNER

DOUGLAS EASTERS

Conferees on part of the House

ROBERT T. WILSON

BOB HARRIS

FRED LYBRAND

Conferees on part of the Senate

CONFERENCE COMMITTEE REPORT ADOPTED

On motion of Mr. Williams the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 1811, said report being set out in the above and foregoing Report of the Committee of Conference.

Yeas 65; Nays 2.

Yeas:

Mr. Speaker	Cross	Hobbie	Robertson
Bank	Downing	Jackson	St. John
Barkett	Drake	Jones (E)	Slate
Bassett	Easters	King	Smith (K)
Boutwell	Edwards	Lang	Smith (P)
Brassell	Fite	Lutz	Snell
Callahan	Flippo	McBride	Stewart
Carnes	Gloor	McCluskey	Stokes
Carter	Goodwin	McDonald	Straiton
Casey	Grainger	Manley	Stubbs
Cauthen	Gray (F)	Naramore	Timmons
Chesnut	Grey (D)	Owens	Turner
Collins	Hale	Pruitt	Turnham
Connell	Hardin	Reed (T)	Waggoner
Coshatt	Headley	Reynolds	Williams
Cottingham	Hill	Roberts	Wynot
Crawford			

—65

Nays: Messrs. Agee and Dill.

—2

And the bill:

H. 1811. To amend Title 51, Section 177, Code of Alabama 1940, as amended, to increase the rate of taxation.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 55; Nays 2.

Yeas:

Mr. Speaker	Collins	Hardin	Reynolds
Bank	Connell	Harris	Roberts
Barkett	Coshatt	Headley	Slate
Bassett	Cottingham	Hill	Smith (K)
Benton	Crawford	Jackson	Smith (P)
Boutwell	Downing	Jones (E)	Snell
Brassell	Drake	King	Stewart
Burgess	Easters	Lang	Stokes
Callahan	Fite	Lutz	Straiton
Carnes	Flippo	McCluskey	Stubbs
Carter	Grainger	Manley	Turner
Casey	Gray (F)	Naramore	Turnham
Cauthen	Grey (D)	Pruitt	Wynot
Chesnut	Hale	Reed (T)	

—55

Nays: Messrs. Dill and Timmons.

—2

RESOLUTION

The following resolution was introduced:

By Mr. Owens:

H. J. R. 244. CREATING AN INTERIM COMMITTEE TO STUDY INSURANCE RATES

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That there is hereby created a joint interim committee to study insurance rates and premiums in this state. Such committee shall be composed of four members of the House of Representatives who shall be members of the House standing committee on insurance and who shall be appointed by the Speaker of the House and three members of the Senate who shall be members of the Senate standing committee on insurance and who shall be appointed by the Lieutenant Governor. The committee shall select its own chairman and vice-chairman. Three members shall constitute a quorum.

It shall be the duty of the committee to meet as soon as practicable after the approval date of this resolution and upon the call of the chairman to study the existing programs of insurance which are available to citizens of this state, including but not limited to rates, premiums, benefits, services and all features relating to insurance coverage, with particular emphasis upon casualty line insurers furnishing liability and physical damage coverage. The committee shall further seek the advice, assistance and cooperation of the State Insurance Department and representatives of the insurance industry to the end that state government and insurers may unite and coordinate their efforts in doing everything possible to up-grade insurance benefits at reduced costs for the citizens of Alabama.

Upon the request of the chairman, the Secretary of the Senate and the Clerk of the House shall provide such clerical assistance as may be necessary for the committee's work.

Members of the committee shall be entitled to their regular pay and per diem expenses, including mileage, for each day on which they are actually engaged in committee work. Such pay and expenses shall be paid out of any available funds appropriated for the use of the legislature.

The committee shall report its findings, conclusions and recommendations to the legislature not later than the fifth legislative day of the 1973 Regular Session, whereupon the committee shall be dissolved.

RULES SUSPENDED

On motion of Mr. Owens, the rules were suspended in order to bring up for immediate consideration the above and foregoing resolution.

Yeas 47; Nays 7.

Yeas:

Mr. Speaker	Drake	Jones (E)	Robertson
Adams	Easters	King	St. John
Adwell	Edwards	Kinsey	Slate
Barkett	Falkenburg	Lang	Snell
Boutwell	Goodwin	McDonald	Stokes
Brassell	Grey (D)	Mathews	Taylor
Callahan	Hale	Naramore	Turner
Carter	Hardin	Nettles	Warren
Cauthen	Headley	Owens	Wise
Cottingham	Hill	Parker (T)	Wood
Crowe	Hobbie	Reid (R)	Wynot
Downing	Jackson	Reynolds	

—47

Nays:

Messrs.:	Carnes	Gafford	Stewart
Baker	Flippo	Lutz	Straiton

—7

Mr. Grainger offered the following amendment to the resolution, H. J. R. 244:

Amend H. J. R. 244 by adding at the end of Paragraph 4 the following:

Provided that the maximum expenditures of this committee shall not exceed \$6,000.

And the amendment was adopted.

Yeas 71; Nays 8.

Yeas:

Mr. Speaker	Dill	Hobbie	Robertson
Adams	Doss	Jackson	St. John
Adwell	Downing	Jones (E)	Slate
Barkett	Drake	King	Smith (K)
Bassett	Easters	Kinsey	Stokes
Benton	Edwards	Lang	Straiton
Boles	Falkenburg	Lutz	Stubbs
Boutwell	Fite	McCluskey	Turner
Bowers	Goodwin	McDonald	Turnham
Brassell	Grainger	Manley	Waggoner
Callahan	Gray (F)	Meeks	Wallace
Carnes	Grey (D)	Merrill	Warren
Carter	Hale	Naramore	Weeks
Cauthen	Hardin	Nettles	Williams
Connell	Harris	Owens	Wise
Cottingham	Headley	Parker (T)	Wood
Cross	Hearn	Reid (R)	Wynot
Crowe	Hill	Reynolds	

—71

Nays:

Messrs.:	Erdreich	Gafford	Taylor
Agee	Flippo	Stewart	Timmons
Burgess			

—8

And the resolution, H. J. R. 244, as amended, was adopted.

Yeas 51; Nays 15.

Yeas:

Mr. Speaker	Downing	Jackson	Smith (K)
Adams	Drake	Jones (E)	Stokes
Agee	Easters	King	Stubbs
Barkett	Edwards	Kinsey	Taylor
Benton	Falkenburg	Lang	Timmons
Boutwell	Fite	McDonald	Turner
Brassell	Goodwin	Naramore	Wallace
Callahan	Gray (F)	Nettles	Warren
Carnes	Grey (D)	Owens	Weeks
Collins	Hale	Parker (T)	Williams
Cottingham	Hardin	Reid (R)	Wise
Dill	Headley	Roberts	Wood
Doss	Hobbie	St. John	

—51

Nays:

Messrs.:	Burgess	Connell	Flippo
Adwell	Carter	Cross	Gafford

Grainger
Hill

Lutz
Manley

Meeks
Stewart

Straiton
Waldrop

—15

RESOLUTION

The following resolution was introduced:

By Mr. Lutz:

H. R. 245. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That House Rule 7 be amended to read as follows:

"Any matter may by a vote of a majority of the members present, be made the special order for any hour, which shall take precedence at that hour of any other business except a motion to reconsider. Provided, That a motion to make a bill or resolution a special order shall give the number of the bill or resolution and a short title by subject matter. And provided further, that no bill or resolution shall be set for a special order or consideration except by a resolution reported and distributed to the House by the Committee on Rules on the legislative day preceeding the legislative day on which such bill or resolution is to be set for special order or consideration."

RULES NOT SUSPENDED

The motion of Mr. Lutz to suspend the rules in order to bring up for immediate consideration the above and foregoing resolution, was lost, lacking a four-fifths vote.

Yeas 43; Nays 42.

Yeas:

Messrs.:	Doss	Hill	Reed (T)
Baker	Erdreich	King	Reid (R)
Benton	Falkenburg	Kinsey	Reynolds
Boutwell	Flippo	Lutz	Slate
Carter	Gafford	McBride	Stewart
Cauthen	Goodwin	Manley	Stokes
Cherner	Grainger	Meeks	Straiton
Coshatt	Gray (F)	Nettles	Taylor
Cottingham	Grey (D)	Parker (H)	Timmons
Cross	Hale	Parker (T)	Waggoner
Crowe	Harris		Waldrop

—43

Nays:

Mr. Speaker	Connell	Hobbie	Perloff
Adams	Crawford	Jackson	Pruitt
Bank	Downing	Jones (E)	St. John
Bassett	Drake	McCorquodale	Snell
Bowers	Easters	Mathews	Stubbs
Brassell	Edwards	May	Turner
Burgess	Fite	Merrill	Turnham
Callahan	Gloor	Naramore	Weeks
Carnes	Hardin	O'Daniel	Williams
Casey	Headley	Owens	Wood
Collins	Hearn		

—42

And the resolution, H. R. 245, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Report of the Committee on Conference appointed to reconcile the differences between the two Houses on the Senate amendment to the bill:

H. 137. Relating to domestic relations, particularly to marriage and divorce; prescribing the style of proceedings relative to domestic relations; prescribing the effect of a divorce decree; and providing for an additional ground of divorce by amending Code of Alabama 1940, Title 34, Section 20.

And said Bill, H. B. 137, together with the Conference Report is herewith returned to the House.

McDOWELL LEE,
Secretary.

RESOLUTIONS

The following resolutions were introduced:

By Mr. Jones (F):

H. J. R. 246. URGING THE SENATE TO PASS A LEGISLATIVE REAPPORTIONMENT BILL

WHEREAS, the House of Representatives has performed its legislative duty and has passed bills providing for reapportionment; and

WHEREAS, it is imperative for the Senate to either concur in either the House passed bills or to pass their own version of legislative reapportionment; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF ALABAMA, THE SENATE CONCURRING, That the Senate be encouraged and requested to perform its legislative duties and pass bills reapportioning both the House and the Senate, but that if they do not desire to reapportion the Senate, that they at least have consideration for their brother legislators in the House and concur in the House passed bill which provides for the reapportionment of the House of Representatives.

On motion of Mr. Jones (F), the rules were suspended and the resolution was adopted.

Also:

By Mr. Owens:

H. J. R. 247. AUTHORIZING TWO MEMBERS OF THE HOUSE INSURANCE COMMITTEE AND TWO MEMBERS OF THE SENATE INSURANCE COMMITTEE TO ATTEND THE NATIONAL CONFERENCE OF INSURANCE LEGISLATORS DURING THE MONTH OF NOVEMBER 1971

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That two members of the House in-

Insurance Committee and two members of the Senate Insurance Committee are hereby authorized to attend the National Conference of Insurance Legislators during the month of November, 1971. Said two members from the House Insurance Committee and said two members of the Senate Insurance Committee shall be designated by the chairman of the House and of the Senate Insurance Committees, respectively, and their actual expenses while traveling to and from and attending this two day conference shall be paid for out of any funds appropriated for the use of the Legislature.

MOTION TO SUSPEND RULES ADOPTED

On motion of Mr. Owens, the rules were suspended in order to bring up for immediate consideration the above and foregoing resolution, H. J. R. 247.

Yeas 33; Nays 7.

Yeas:

Mr. Speaker	Downing	Hobbie	Nettles
Barkett	Drake	Jackson	Owens
Benton	Easters	Jones (E)	Reid (R)
Brassell	Fite	Kinsey	Reynolds
Callahan	Goodwin	McCorquodale	Straiton
Carnes	Grey (D)	McDonald	Stubbs
Cauthen	Headley	Mathews	Timmons
Cottingham	Hearn	May	Williams
Doss			

33

Nays:

Messrs.:	Burgess	Crawford	Waldrop
Bassett	Connell	Lang	Wood

—7

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

On motion of Mr. Owens, the resolution, H. J. R. 247, was adopted.

Yeas 36; Nays 3.

Yeas:

Mr. Speaker	Downing	Jackson	Reid (R)
Barkett	Drake	Jones (E)	Slate
Benton	Easters	Kinsey	Straiton
Brassell	Fite	Lang	Stubbs
Callahan	Goodwin	McDonald	Timmons
Carnes	Grey (D)	Mathews	Turner
Cauthen	Headley	May	Williams
Cottingham	Hearn	Nettles	Wise
Dill	Hobbie	Owens	Wood

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Nays: Messrs. Connell, Crawford and Waldrop.

—3

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

Also:

By Mr. Mims:

H. R. 248. URGING THE SENATE TO GIVE MOST CAREFUL CONSIDERATION TO THE PENDING AD VALOREM TAX PACKAGE AND TO ENACT A REALISTIC AD VALOREM TAX LAW TO MAINTAIN THE ECONOMIC BALANCE BETWEEN AGRICULTURE AND INDUSTRY.

WHEREAS this legislative body has for a number of years looked with favor upon industrial development in Alabama particularly in granting certain consideration to the industrial community in order to encourage new industries to locate in this State and to aid in the establishment and promotion of such industries; and

WHEREAS we must never forget in speaking of industry that one of the greatest industries of this State is the industry of agriculture, which represents an economic impact of one billion dollars; and

WHEREAS we recognize the interdependence of industry and agriculture and more specifically the dependence of our urban society upon the farmer for the source of food and fiber; now therefore

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF ALABAMA, That we urge and impress upon the Senate the importance of giving most careful consideration to the ad valorem tax package now pending before it and to take appropriate action to maintain the economic balance between agriculture and industry by enacting a realistic ad valorem tax law.

MOTION TO SUSPEND RULES ADOPTED

On motion of Mr. Mims, the rules were suspended in order to bring up for immediate consideration the above and foregoing resolution, H. R. 248.

Yeas 48; Nays 7.

Yeas:

Mr. Speaker	Cottingham	Hardin	Mims
Adams	Crawford	Headley	Naramore
Barkett	Cross	Hobbie	Owens
Bassett	Crowe	Jackson	Reynolds
Benton	Drake	Jones (E)	Smith (P)
Brassell	Easters	Kinsey	Straiton
Callahan	Edwards	Lang	Taylor
Carnes	Fite	McCluskey	Turner
Carter	Gloor	McCorquodale	Waldrop
Cauthen	Goodwin	Mathews	Warren
Chesnut	Gray (F)	May	Williams
Connell	Grey (D)	Merrill	Wise

Nays:

Messrs.:	Downing	Robertson	Timmons
Dill	Erdreich	Stokes	Wallace

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On motion of Mr. Mims, the resolution was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 880. To raise revenue and to that end to amend further Sections 812, 816 and 819 of Title 51 of the Code of Alabama of 1940, as heretofore amended, dealing with taxation of insurance companies.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Cherner, the House concurred in and adopted the Senate amendment to the bill, H. 880, said Senate amendment being as follows:

Amend HB 880 by deleting the last sentence in Section 3½ beginning with the words "Every domestic insurance company" and ending with "other domestic and foreign insurance companies."

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Cross	King	Reynolds
Adams	Crowe	Lang	Robertson
Bank	Downing	Lutz	Slate
Barkett	Drake	McCorquodale	Smith (P)
Bassett	Easters	McDonald	Stewart
Boutwell	Edwards	Manley	Stokes
Bowers	Erdreich	May	Straiton
Brassell	Falkenburg	Meeks	Stubbs
Burgess	Fite	Merrill	Timmons
Callahan	Gafford	Mims	Turner
Carnes	Gloor	Naramore	Turnham
Carter	Grey (D)	Nettles	Wallace
Cherner	Hale	O'Daniel	Weeks
Collins	Hardin	Owens	Williams
Connell	Headley	Perloff	Wood
Cottingham	Jackson	Pruitt	Wynot
Crawford	Jones (E)	Reid (R)	

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1805. To make appropriations for the support and maintenance of the Lyman Ward Military Academy.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Mathews, the House concurred in and adopted the senate amendment to the bill, H. 1805, said Senate amendment being as follows:

Amend Section 1 of House Bill 1805 by striking therefrom the following on lines 3 and 4 of Section 1 "the sum of Forty-Two Thousand, Six Hundred and Seventeen Dollars (\$42,617.00)" and insert in lieu thereof the following:

"the sum of Eighty-Five Thousand, Two Hundred and Thirty-Four Dollars (\$85, 234.00)"

Yeas 40; Nays 9.

Yeas:

Mr. Speaker	Drake	Lutz	Robertson
Bank	Easters	McCluskey	Slate
Bassett	Edwards	Manley	Smith (P)
Brassell	Falkenburg	Merrill	Stokes
Callahan	Fite	Naramore	Taylor
Carnes	Grainger	Nettles	Turner
Chesnut	Harris	O'Daniel	Turnham
Cottingham	Headley	Owens	Williams
Crowe	Hobbie	Pruitt	Wood
Downing	Lang	Reynolds	Wynot

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Nays:

Messrs.:	Collins	Erdreich	Straiton
Benton	Cross	Kinsey	Timmons
Carter	Dill		

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PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1808. To make appropriations for support and maintenance of the Marion Institute, located in Perry County.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Pruitt, the House concurred in and adopted the Senate amendment to the bill, H. 1808, said Senate amendment being as follows:

Amend House Bill 1808 by striking therefrom in Section 1 of the bill the words and figures "Seventy-five Thousand Dollars (\$75,000.00)" and insert in lieu thereof the words and figures "Two Hundred Thousand Dollars (\$200,000.00)".

Yeas 52; Nays 21.

Yeas:

Mr. Speaker	Cottingham	Headley	Pruitt
Adams	Crawford	Hobbie	Reed (T)
Agee	Cross	Jones (E)	Reynolds
Barkett	Crowe	I ang	Smith (P)
Boles	Downing	McCluskey	Snell
Boutwell	Drake	McCorquodale	Stubbs
Brassell	Easters	McDonald	Turner
Callahan	Edwards	Manley	Turnham
Carnes	Fite	Mathews	Waggoner
Carter	Goodwin	Merrill	Waldrop
Cauthen	Grainger	Naramore	Williams
Chesnut	Grey (D)	O'Daniel	Wood
Coshatt	Hale	Owens	Wynot

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Nays:

Messrs.:	Harris	Nettles	Stewart
Adwell	Kinsey	Parker (T)	Stokes
Benton	Lutz	Perloff	Straiton
Collins	McBride	Robertson	Taylor
Doss	May	Slate	Timmons
Erdreich	Meeks		

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 774. To amend further Section 3 of Act No. 402, General Acts 1945, page 624, entitled "An Act relating to Aeronautics; providing for the promotion, encouragement, development and regulation thereof within this State; creating a State Department of Aeronautics consisting of a State Aeronautics Commission and a Director of Aeronautics; prescribing their respective duties and powers; providing for the transfer from the Alabama Aviation Commission to the Department of Aeronautics all properties, personnel and funds held by, and all matters and subjects handled by, said Aviation Commission; providing for an Aeronautics Department fund and an Airport Development Fund and making appropriations therefor; prescribing penalties and making uniform the law with reference to state development and regulation of aeronautics, as last amended.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Turner, the House non-concurred in the Senate amendment to the bill, H. 774, said Senate amendment being as follows:

Amend Subdivision 1 of Section 3, as amended, by striking in the third sentence thereof the words "and serve at the pleasure of," wherever such words may appear.

In Section 1 of the bill, strike Subdivision 1 of Section 3 of Act No. 402, General Acts 1945, p. 624, and substitute therefor the following:

Subdivision 1. CREATION OF DEPARTMENT OF AERONAUTICS AND AN AERONAUTICS COMMISSION: MEMBERSHIP: EXPENSES: REMOVAL: There is hereby created and established a department of Aeronautics which shall be known as the Alabama Department of Aeronautics, and an aeronautics commission which shall be known as the Alabama Aeronautics Commission. The Alabama Aeronautics Commission, together with the Director of Aeronautics and all other employees of the Commission, shall constitute the Alabama Department of Aeronautics. The Commission shall consist of the Director of the Highway Department, the Director of Public Safety, and five other members, two of which shall be appointed by and serve at the pleasure of the Lieutenant Governor, and three of which shall be appointed by and serve at the pleasure of the Governor and who shall continue in office as designated by the Lieutenant Governor and the Governor at the time of appointment, through the last day of the second, third, fourth, fifth and sixth fiscal years, respectively, following the passage of this Act. The successors of the members originally appointed shall be appointed for terms of four years in the same manner as the members originally appointed under this Act, except that any person appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed only for the remainder of such term. Each member shall serve until the appointment of his successor. The five members of the Commission appointed by the Governor and the Lieutenant Governor shall be citizens and bona fide residents of Alabama qualified by their knowledge of, and experience and interest in, aeronautics. At least two of the members shall be or shall have been experienced private, commercial or military pilots having had not less than two hundred hours of solo flying. All members shall take the oath of office prescribed for other State officers. Members of the Commission appointed by the Governor and the Lieutenant Governor shall be paid in the amount of \$20.00 per day for each day they are engaged in the performance of their duties as commissioner, but no member may receive more than \$500.00 for such services in any one fiscal year. In addition, each member shall be reimbursed for all necessary traveling and other expenses, incurred by him in the performance of his duties as commissioner.

On page 2 of the bill, on the 41st line thereof, strike the figure \$18,000.00 and substitute therefore the figure \$19,500.00.

On motion of Mr. Turner a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendments to the bill, H. 774.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Turner, O'Daniel and Baker.

**REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS**

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2719. To provide for and regulate the selection and empaneling of alternate jurors for the trial of any case triable by jury in the circuit courts of the twenty-ninth judicial circuit.

Also:

H. 2720. To regulate further the qualifications and election of members of the Talladega County Board of Education: Providing that such members shall reside outside the corporate limits of a city having a city board of education and shall be elected by the qualified electors of Talladega County who live outside the corporate limits of any such city and that the electors of any such city shall not have a right to vote for members of such board.

Also:

H. 2759. To fix the compensation of members of the county board of education of all counties having populations of not less than 65,000 nor more than 68,000, according to the 1970 or any subsequent federal decennial census.

Also:

H. 2264. To repeal Act No. 263, S. 410, Regular Session 1967, which became a law on August 30, 1967, entitled "An Act Relating to counties having a population of not less than 65,000 nor more than 95,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; prohibiting consumption of alcoholic beverages in certain places in such counties; levying a license tax on the sale or distribution of alcoholic beverages within the county in addition to all other taxes and licenses now imposed by law; creating a "Board of Control"; authorizing the Probate Judge to provide rules and regulations and administrative machinery for the enforcement and collection of the license tax levied under this Act; prescribing penalties for violation of the Act; and providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county."

Also:

H. 2265. To repeal Act No. 696, S. 894, Regular Session 1969, approved September 9, 1969, entitled "An Act To amend Act No. 263, S. 410, Regular Session 1967 (Acts 1967, p. 743), an Act regulating further the sale and consumption of alcoholic beverages in all counties having populations of not less than 65,000 nor more than 95,000 according to the most recent federal decennial census, in order to provide further for places in which such beverages may be sold, to authorize and provide for the use of stamps, crowns or decals to evidence payment of the tax levied by said Act, and to provide further for the enforcement of the Act and prescribe additional penalties for violations of the Act, to provide additional taxation."

Also:

H. 2267. Applying to Talladega County; providing for a referendum to be held in such county upon certain conditions to determine whether certain alcoholic beverages can legally be sold in certain places in such county; and providing that certain alcoholic beverages can legally be sold in certain places in such county upon the holding of a referendum in such county under Section 68, Title 29, Code of Alabama, 1940, in which a majority of those voting vote "yes."

Also:

H. 2266. Applying to Talladega County, regulating the sale of alcoholic beverages in such county; prohibiting the sale of alcoholic beverages in certain places in such county; prohibiting consumption of alcoholic beverages in certain places in such county; permitting the sale of alcoholic beverages in certain places in such county; levying a privilege or license tax on the sale or distribution of alcoholic beverages within the county in addition to all other taxes and licenses now imposed by law; providing certain rules and regulations for the enforcement and collection of the license tax levied under this Act; authorizing the Probate Judge to provide rules and regulations and administrative machinery for the enforcement and collection of the privilege or license tax levied under this Act; prescribing penalties for violation of this Act; and providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages in such county if a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county.

Also:

H. 182. To repeal Act No. 450, H. 1055, approved August 19, 1969 entitled "An Act Relating to cities operating under the commission form of government for more than thirty years having a population of not less than 16,000 nor more than 26,000 according to the most recent federal decennial census, fixing the election and terms of office, the salaries and duties of the members of the board of commissioners of such cities.", (Acts 1969, Vol. I, p. 892).

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 221. Creating a bureau of credit unions, the position of supervisor of the bureau of credit unions and a credit union board; providing for the qualifications, duties and responsibilities of the bureau, the supervisor and the board members; and further providing for the examination and supervision of credit unions by the bureau and for the expenses of operating the bureau.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Jones (F), the House concurred in and adopted the Senate amendment to the bill, H. 221, said Senate amendment being as follows:

Amend HB 221 by deleting the provisions of Section 3 and inserting in lieu thereof the following:

"Section 3. There shall be a credit union board of the bureau of credit unions, which shall consist of the superintendent of banks, who shall be ex-officio a member of the board, and six persons, three of whom shall be appointed by the Lt. Governor and three of whom shall be appointed by the Speaker of the House, representative of the six congressional districts in the state of Alabama from a list of nominees submitted by the state chartered credit unions in such districts, by and with the consent of the Senate, and the superintendent shall be chairman of this board. Upon the passage of this act the Lt. Governor and the Speaker of the House shall appoint by and with the consent of the Senate, two members to serve for two years, two members to serve for four years, and two members to serve for six years. Thereafter their successors shall be appointed for terms of six years each so that the terms of two of the six appointed members will expire on February 1 of each odd-numbered year. Upon the expiration of their terms of office, members of the board shall continue to serve until their successors are appointed and have qualified."

Further amend HB 221 by deleting the provisions of Section 8 and inserting in lieu thereof the following:

"Section 8. If, by reason of death, resignation, removal from office, or otherwise a vacancy occurs on the board, the vacancy shall be filled by appointment of the Lt. Governor and the Speaker of the House and the appointee shall hold office until the Senate meets and passes on the appointment, and if the appointment is disapproved by the Senate another appointment must be made by the Lt. Governor and the Speaker of the House and in like manner appointments made until appointment is confirmed by the Senate. The six appointed members of said credit union board shall be persons of good character. All of the members must have had at least five years experience in the ten years next preceding their appointment to the credit union board either as an officer, director or manager of a state chartered credit union. All of the members of said board during the time they hold office shall be connected with some state chartered credit union doing business as a credit union under the laws of the state of Alabama, as officer, director, or manager of such credit union."

Yeas 63; Nays 0.

Yeas:

Mr. Speaker
Agee

Barkett
Benton

Boutwell
Burgess

Callahan
Carnes

Casey	Ellis	Jones (F)	St. John
Cauthen	Fite	Kinsey	Slate
Chesnut	Flippo	Lutz	Smith (P)
Connell	Gafford	McCluskey	Stewart
Cottingham	Goodwin	McDonald	Stokes
Crawford	Grainger	Manley	Straiton
Cross	Grey (D)	May	Stubbs
Crowe	Hale	Meeks	Timmons
Dill	Hardin	Merrill	Turner
Doss	Harris	Naramore	Turnham
Downing	Headley	Nettles	Waggoner
Drake	Hearn	Owens	Wise
Easters	Hobbie	Reid (R)	Wynot
Edwards	Jackson	Reynolds	

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 264. Amending Code of Alabama 1940, Title 28, Sections 285, 293 and 295, all of which relate to credit unions, so as to provide further for lending by such unions, for investments by such unions, for collection by such unions of entrance fees and for loans to officials of the union.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Jones (F), the House concurred in and adopted the Senate amendment to the bill, H. 264, said Senate amendment being as follows:

In the last sentence of the amended Section 295 in Section 1 of the bill, strike the semicolon and the remainder of the sentence after the word "borrowers" and insert in lieu thereof a period and the following words and figures:

A loan in excess of his shareholdings made to a member at least ninety days prior to his election as a director or committee members shall not prevent such member from serving as director or committee member, as the case may be, and such loan may not be extended, renewed or refinanced during his term of office. Provided, however, no new or additional loan shall be made to any director or committee member after his election and during his term of service which would make his total indebtedness in excess of his shareholdings.

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Collins	Crowe
Adams	Callahan	Connell	Dill
Agee	Carnes	Coshatt	Doss
Barkett	Carter	Cottingham	Downing
Benton	Cauthen	Crawford	Drake
Boles	Chesnut	Cross	Easters

Edwards	Jackson	Merrill	Straiton
Ellis	Jones (E)	Nettles	Taylor
Erdreich	Jones (F)	Owens	Timmons
Fite	King	Perloff	Turner
Gafford	Kinsey	Pruitt	Turnham
Goodwin	Lang	Reed (T)	Waggoner
Grainger	Lutz	St. John	Waldrop
Hale	McCluskey	Slate	Weeks
Hardin	McDonald	Smith (P)	Williams
Harris	Manley	Snell	Wise
Headley	May	Stokes	Wynot
Hobbie	Meeks		

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended, as therein shown, and as amended, has passed the following House bill and returns same herewith to the House:

H. 9. To make an additional appropriation from the State treasury to the use of the Legislative Reference Service for the payment of salaries and other expenses.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Merrill, the House concurred in and adopted the Senate amendment to the bill, H. 9, said Senate amendment being as follows:

Amend H. B. 9 by striking Section 1 and in lieu thereof insert the following:

The balance of any additional appropriation from the State Treasury to the use of the Legislative Reference Service for the payment of salaries and other expenses standing to the account of the Legislative Reference Service at the end of the fiscal year September 30, 1971, will not lapse but the balance is hereby reappropriated for the year ending September 30, 1972, to be used only for the purposes for which said additional appropriation was made.

Yeas 60; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hardin	Pruitt
Adams	Crawford	Harris	Reynolds
Bank	Cross	Headley	St. John
Barkett	Dill	Hobbie	Slate
Bassett	Downing	Jackson	Smith (P)
Boutwell	Easters	Jones (E)	Stewart
Brassell	Edwards	King	Stokes
Callahan	Ellis	Lutz	Stubbs
Carnes	Erdreich	McCluskey	Timmons
Carter	Falkenburg	McCorquodale	Turner
Casey	Fite	McDonald	Turnham
Cauthen	Goodwin	Merrill	Waldrop
Collins	Grainger	Nettles	Wallace
Connell	Grey (D)	Owens	Williams
Coshatt	Hale	Parker (H)	Wynot

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Report of the Committee on Conference appointed to reconcile the differences between the two Houses on the House amendment to the bill:

S. 804. To make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

Said Conference Report being in words and figures as follows:

REPORT OF COMMITTEE OF CONFERENCE
ON SENATE BILL 804

We, the committee of conference appointed to reconcile the differences between the two houses concerning the bill, S.B. 804, have met and considered the matter referred and beg leave to report as follows:

We recommend that the following substitute for the bill be adopted by both houses and that the bill as amended by the substitute be passed.

ROLAND COOPER
KENNETH HAMMOND
ROBERT W. WEAVER
Senate Conferees

JAMES E. WARREN
CHARLES E. GRANGER
W. E. HARDIN
House Conferees

A BILL
TO BE ENTITLED
AN ACT

To make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. It shall be unlawful for any person, firm or corporation to take or catch, by any means or device, deer, whether dead or alive, from the public waters of Alabama.

Section 2. It shall be unlawful for any person, firm or corporation to take, capture or kill deer at night in Alabama by any means or device, including but not limited to the use of any type of light.

Section 3. A violation of either section of this Act shall constitute a misdemeanor and upon conviction the person, firm or corporation violating same shall be punished by a fine of not less than Five Hundred Dollars

(\$500), and at the discretion of the court may also be imprisoned in county jail for not longer than sixty (60) days, for the first offense. Any person, firm or corporation convicted the second time of violating either section of this Act shall be guilty of a misdemeanor and shall be punished by a fine of not less than One Thousand Dollars (\$1,000), and at the discretion of the court may also be imprisoned in the county jail for not longer than ninety (90) days. Any person, firm or corporation convicted of violating either section of this Act the third or subsequent times shall be guilty of a misdemeanor and shall be punished by a fine of not less than One Thousand Dollars (\$1,000), and at the discretion of the court may also be imprisoned in the county jail for not less than ninety (90) days nor longer than six months.

Section 4. The provisions of this Act are severable. If any part of this Act is declared invalid or unconstitutional, such declaration shall not affect the part that remains.

Section 5. All laws or parts of laws in conflict with the provisions of this Act are hereby repealed.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Said bill, S. 804, as amended by the Conference Report was again read at length and passed.

And said bill, S. 804, together with the Conference Report is herewith sent to the House for its consideration.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Warren, the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 804, said report being set out in the above and foregoing Message from the Senate.

Yeas 71; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hobbie	St. John
Baker	Cross	Jones (F)	Slate
Bank	Crowe	King	Smith (P)
Barkett	Dill	Kinsey	Snell
Bassett	Downing	Lutz	Stewart
Benton	Drake	McBride	Stokes
Boutwell	Easters	McCluskey	Straiton
Brassell	Edwards	McCorquodale	Stubbs
Callahan	Ellis	McDonald	Timmons
Carnes	Erdreich	Manley	Turner
Carter	Falkenburg	May	Turnham
Casey	Fite	Meeks	Waggoner
Cauthen	Goodwin	Merrill	Wallace
Chesnut	Grainger	Mims	Warren
Collins	Grey (D)	Parker (T)	Williams
Connell	Hardin	Pruitt	Wise
Coshatt	Harris	Reid (R)	Wynot
Cottingham	Hearn	Reynolds	

And the bill, S. 804:

To make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 66; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hobbie	Reynolds
Adams	Crawford	Jones (F)	St. John
Baker	Cross	King	Snell
Bank	Dill	Kinsey	Stewart
Barkett	Downing	Lutz	Stokes
Bassett	Drake	McBride	Straiton
Benton	Easters	McCluskey	Timmons
Boutwell	Edwards	McCorquodale	Turner
Brassell	Ellis	McDonald	Turnham
Callahan	Erdreich	Manley	Waggoner
Carnes	Falkenburg	Meeks	Waldrop
Carter	Fite	Merrill	Wallace
Casey	Goodwin	Mims	Warren
Cauthen	Grainger	Parker (T)	Williams
Collins	Grey (D)	Pruitt	Wise
Connell	Hardin	Reid (R)	Wynot
Coshatt	Hearn		

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Report of the Committee on Conference appointed to reconcile the differences between the two Houses on the House amendment to the bill:

S. 250. To provide that certain school bus drivers, mechanics, and maintenance workers in any public school or public college within the State may become members of the Teachers' Retirement System of Alabama and shall receive benefits provided under the provisions of the Code of Alabama, 1940, Title 52, Chapter 14, as amended; to place the duty of collecting the employees' contributions to the Teachers' Retirement System on the County and City Board of Education or the governing body of any public school employing such bus drivers, mechanics and maintenance workers, and also the duty of remitting to the Secretary-Treasurer of the Teachers' Retirement System of Alabama the employees' contributions; to provide for payment of employer contributions as necessary and providing for prior service for such school bus drivers, mechanics and maintenance workers out of funds in the Alabama Special Educational Trust Fund, and to make an appropriation to carry out the provisions of this Act.

Said Conference Report being in words and figures as follows:

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL 250

We, the committee of conference appointed to reconcile the differences between the two houses concerning the bill, S. B. 250, have met and considered the matter referred and beg leave to report as follows:

We recommend that the following substitute for the bill be adopted by both houses and that the bill as amended by the substitute be passed.

Senate Conferees

ROLAND COOPER

W. H. LINDSEY III

GENE McCLAIN

House Conferees

JAMES E. WARREN

L. GARDNER BASSETT

BERT BANK

A BILL
TO BE ENTITLED
AN ACT

To provide that certain school bus drivers, mechanics, and maintenance workers in any public school or public college within the State may become members of the Teachers' Retirement System of Alabama and shall receive benefits provided under the provisions of the Code of Alabama, 1940, Title 52, Chapter 14, as amended; to place the duty of collecting the employees' contributions to the Teachers' Retirement System on the County and City Board of Education or the governing body of any public school employing such bus drivers, mechanics and maintenance workers, and also the duty of remitting to the Secretary-Treasurer of the Teachers' Retirement System of Alabama the employees' contributions; to provide for payment of employer contributions as necessary and providing for prior service for such school bus drivers, mechanics and maintenance workers out of funds in the Alabama Special Educational Trust Fund, and to make an appropriation to carry out the provisions of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. All fully budgeted school bus drivers (excluding students), mechanics, and maintenance workers not now covered by the Teachers' Retirement System of Alabama or Employees' Retirement System of Alabama, who are employed by any County or City Board of Education or the governing board of any public school in Alabama regardless of the source from which and the manner in which their salaries are paid, may become members of the Teachers' Retirement System of Alabama, provided such persons elect within six months after the effective date of this Act to accept the benefits of the Code of Alabama, 1940, Title 52, Chapter 14, as amended. Such persons may signify their desire to become members of the Teachers' Retirement System by enrolling through their employer and the Secretary-Treasurer of the Teachers' Retirement System within said six months' period. Any person hereafter employed in these positions shall be deemed to be a "teacher" within the meaning of such word in the Teachers' Retirement System law and shall be entitled to the benefits thereof. Except that those employees who become members under this Act shall not be entitled to \$72.00 multiplied by the number of years of creditable service for service retirement nor \$54.00 multiplied by the number of years for disability retirement.

Section 2. Any person presently employed in the capacity as set out in Section 1 hereof shall be entitled to receive credit for all service in such capacity rendered by him prior to the effective date of this Act, provided that such person pays to the Secretary-Treasurer of the Teachers' Retirement System within six months from the effective date of this Act, a sum equal to the total contributions which he would have made as a member during the period of such employment from September 1, 1941 to the effective date of this Act.

Section 3. The several County and City Boards of Education and other governing bodies of any public schools employing school bus drivers, mechanics, and maintenance workers in the public schools under their separate jurisdiction are hereby authorized and directed to provide for the deductions from the salaries of such persons or for the collection in some other manner of each of such employee contributions to the Teachers' Retirement System as prescribed by law or regulations of the Board of Control of the Teachers' Retirement System of Alabama.

Section 4. There is hereby appropriated to the Board of Control of the Teachers' Retirement System of Alabama out of any funds in the Alabama Special Educational Trust Fund the sum of \$1,300,000.00 for the fiscal year ending September 30, 1972 and the sum of \$1,300,000.00 for the fiscal year ending September 30, 1973 for the purpose of carrying out the provisions of this Act. Thereafter appropriations out of the Alabama Special Educational Trust Fund for said purpose shall be included in the regular biennial appropriations to the Teachers' Retirement System of Alabama.

Section 5. This Act shall become effective October 2, 1972.

And said bill, S. 250, as amended by the Conference Report was again read at length and passed.

Said Bill, S. 250, together with the Conference Report is herewith sent to the House for its consideration.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Warren, the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 250, said report being set out in the above and foregoing Message from the Senate.

Yeas 67; Nays 0.

Yeas:

Mr. Speaker	Cauthen	Edwards	Hobbie
Adams	Chesnut	Ellis	King
Baker	Conne'l	Erdreich	Kinsey
Bank	Coshatt	Falkenburg	I ang
Barkett	Cottingham	Fite	Lutz
Bassett	Crawford	Goodwin	McBride
Benton	Cross	Grainger	McCluskey
Boutwell	Crowe	Grey (D)	McCorquodale
Brassell	Dill	Hale	McDonald
Callahan	Downing	Hardin	Merrill
Carnes	Drake	Harris	Mims
Carter	Easters	Hearn	Naramore

O'Daniel	Snell	Timmons	Warren
Parker (T)	Stewart	Turner	Williams
Reid (R)	Stokes	Turnham	Wise
Reynolds	Straiton	Waldrop	Wynot
St. John	Stubbs	Wallace	

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And the bill, S. 250:

To provide that certain school bus drivers, mechanics, and maintenance workers in any public school or public college within the State may become members of the Teachers' Retirement System of Alabama and shall receive benefits provided under the provisions of the Code of Alabama, 1940, Title 52, Chapter 14, as amended; to place the duty of collecting the employees' contributions to the Teachers' Retirement System on the County and City Board of Education or the governing body of any public school employing such bus drivers, mechanics and maintenance workers, and also the duty of remitting to the Secretary-Treasurer of the Teachers' Retirement System of Alabama the employees' contributions; to provide for payment of employer contributions as necessary and providing for prior service for such school bus drivers, mechanics and maintenance workers out of funds in the Alabama Special Educational Trust Fund, and to make an appropriation to carry out the provisions of this Act.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 64; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hale	Reynolds
Baker	Cross	Hardin	St. John
Bank	Crowe	Harris	Smith (P)
Barkett	Dill	Hobbie	Stewart
Bassett	Doss	King	Stokes
Benton	Downing	Kinsey	Straiton
Boutwell	Drake	Lutz	Stubbs
Brassell	Easters	McCluskey	Timmons
Callahan	Edwards	McDonald	Turner
Carnes	Ellis	Merrill	Turnham
Carter	Erdreich	Mims	Waggoner
Cauthen	Falkenburg	Naramore	Wallace
Chesnut	Fite	O'Daniel	Warren
Connell	Goodwin	Owens	Williams
Coshatt	Grainger	Parker (T)	Wise
Cottingham	Grey (D)	Reid (R)	Wynot

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REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2397. To levy in Choctaw County a county privilege tax upon the leasehold interest of every person engaging in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the soil or the waters of Choctaw County, from depths below 6,000 feet, which tax shall be in addition to all other taxes including the state oil

and gas tax levied by Act No. 2, H. 47, approved May 19, 1945 (Gen. Acts 1945, p. 20); to provide for the collection and enforcement of the tax by the state department of revenue in the same manner as the state oil and gas tax and to incorporate by reference certain provisions of said Act No. 2 with respect to assessments, and the time and manner of making reports and payments and the provisions thereof prescribing penalties for violations; to authorize the state revenue department to make rules and regulations to effectuate the purposes of this act; to provide that the revenue derived from the tax shall be used in the general fund of Choctaw County; and to prescribe additional penalties for certain violations.

Also:

H. 2204. To provide that personnel employed by municipal governments located in counties having a population of not less than 300,000 nor more than 500,000 according to the 1970 or any subsequent federal decennial census, may not be discharged by said municipal governments for failure to live within the boundaries of the municipal government, when the boundaries of said municipality have been altered, rearranged or changed so as to exclude the place of residence of any of said personnel.

Also:

H. 2467. To establish a Civil Service System for the City of Cullman; to provide a policy for the administration of this act; to divide positions in the city into classified and exempt services, and to provide for changes between such services; to provide a status for present employees; to provide personnel rules and personnel plans of the city; to provide for the organization of the Personnel Board of the city, to establish the qualifications of its members and the duties they will perform; to provide for the adoption, amendment and repeal of rules, regulations, determinations, job classification plans, pay plans, and mandatory and/or permissive retirement plans to effectuate the purposes of this act; to provide for the employment of persons with and without competitive examination; to provide for temporary appointments and the manner in which and the extent to which they shall be made permanent; to provide for the establishment of lists of persons eligible for employment and to establish the manner in which such lists shall be used; to establish a period of probation for certain city employees; to provide for rules governing working hours and leaves of absence; to provide for the laying off of employees; to establish the manner in which employees may be disciplined and to provide a procedure under which certain employees may protest such disciplinary action; to give the Personnel Board the authority to require the attendance of witnesses and the production of documents at such proceedings and to establish penalties for failure to attend or produce records as required; to provide for an appeal from decisions of such board in such protests; to require such Board to maintain certain records; to prohibit and fix the punishment for certain political activity by certain employees of the city; to provide for the expenses of such Board; to guarantee certain rights to the governing body of the city.

Also:

H. 1152. To provide for the incorporation of a municipal parking authority, herein called "the Authority", as a public corporation, in any city of the State having a population of 300,000, or more, according to the last or any subsequent Federal census; to provide the procedure for incorporation, which shall include approval by the governing body of the city of the applica-

tion for incorporation and certificate of incorporation; to provide for such governing body to elect members of the Board of Directors to manage the affairs of the Authority; to provide for appointment of officers of the Authority; to empower the Authority to acquire, construct, enlarge and operate within the city facilities for parking motor vehicles; to empower the Authority to lease such facilities to others; to grant the Authority other powers incidental to the powers above enumerated, including the power of eminent domain; to authorize the city to aid the Authority in planning, constructing, enlarging or operating the facilities and to lend, give, donate or sell to the Authority real or personal property; to empower the Authority to issue interest bearing revenue bonds; to provide that such bonds may be secured by pledge of any revenues of the Authority and the mortgage of any property of the Authority; to provide that such pledge and mortgage may be provided for in an indenture by the Authority and a trustee, or by resolution providing for the issuance of the bonds; to provide that such a pledge shall be binding against parties without notice from the time a statement thereof is filed in the office of the Judge of Probate of the county wherein the Authority is situated; to provide that bonds or other debts of the Authority shall not constitute a debt of the State or any political subdivision thereof; to provide the purposes for which the proceeds of such bonds shall be used; to authorize the refunding of said bonds; to provide for remedies in the event of any default on said bonds; to exempt the Authority and its property from all taxation, including license, privilege and excise taxes; to exempt from taxation bonds of the Authority and the income therefrom; to authorize any county, city or town of this State to invest in bonds of the Authority; to provide that such bonds shall be legal investments for fiduciaries, savings banks and insurance companies; to authorize the publication of notice of the adoption of any resolution authorizing the issuance of bonds by the Authority and specifying the time after such publication within which actions and defenses may be asserted respecting such bonds, pledge and indenture and the proceedings authorizing the same; and to provide for the dissolution of any such Authority and the disposition of its property.

Also:

H. 2494. To provide further for the salary of any deputy clerk and register located in a city other than the county seat in counties having a population of less than 33,550 nor more than 34,000 according to the most recent federal decennial census.

Also:

H. 2567. To amend the title and Section 1 of Act No. 490, S. 636, Regular Session 1969 (Acts 1969, p. 950), which provides that in any condemnation proceeding instituted in connection with an urban renewal or other redevelopment plan or project the commissions appointed pursuant to Code of Alabama 1940, Title 19, Section 11, as amended, shall fix the value of any property sought to be acquired at no less than the value of such property as of the date of the announcement of the plan or project or slum, blight, or deterioration to be removed in certain counties classified on a population basis.

Also:

H. 2612. Relating to all cities having populations of not less than 33,500 nor more than 36,000 inhabitants according to the last or any subsequent federal decennial census; to declare the public policy of such cities in

regard to the extension of the zoning authority of such cities by this Act; and to extend, alter, and rearrange certain of the boundaries of the zoning authority of any such cities so as to include within that authority a certain designated area.

Also:

H. 2621. Relating to the counties having a population of not less than 65,500 nor more than 75,200 according to the most recent federal decennial census; to provide for the temporary release, at the court's discretion, of certain prisoners in said counties for the purpose of obtaining and working at gainful employment.

Also:

H. 2624. Relating to counties having a population of not less than 170,000 nor more than 300,000, according to the 1970 or any subsequent Federal Decennial Census; authorizing public hospital corporations organized under the laws of the State of Alabama heretofore or hereafter enacted, with the consent of the governing bodies of said counties and of the largest municipality within said counties to operate a service for the purpose of providing emergency aid, treatment, and emergency transportation for hire to the sick and injured within the counties; providing that such services as are established under the provisions of this act shall be managed, regulated, and controlled by said public hospital corporations; providing that said services may be provided by contract with public or private agencies; authorizing the setting of rates for said services; authorizing the county governing bodies within said population class, and the governing bodies of each municipality within said counties to operate all or any portion of any such service under the contract with any such public hospital corporation establishing such service; providing that neither a public hospital corporation as herein described, or any licensee or contractor of said hospital corporation shall use the streets, avenues, alleys or public places of any city or town as contemplated by Section 230 of the Constitution of Alabama, without first obtaining the consent of the proper authorities of such city or town; and repealing all laws or parts of laws in conflict therewith.

Also:

H. 2664. Relating to counties having a population of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census; providing for the fixing of supplementary compensation or salary of the official Court Reporters, the Register, the Deputy Register of the Circuit Courts, the Chief Clerk of the Recording Division of the Probate Court, and the Clerk of the Court of General Sessions in any such counties coming under the provisions of this Act, and providing for payment thereof.

Also:

H. 2707. To create offices of Deputy District Attorney No. 1, Deputy District Attorney No. 2, and Deputy District Attorney No. 3 of the Sixth Judicial Circuit and provide for the appointment, duties and compensation of such offices.

Also:

H. 2760. To provide that any incorporated municipality in counties having a population of not less than 23,800 nor more than 23,925 according to the most recent federal decennial census, shall have the authority, after no-

tice, to remove or demolish buildings, and parts of buildings, when nuisance; to provide for public hearings; to provide for special assessment constituting a lien on the property involved, and for the collection of such assessments.

Also:

H. 2767. To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be used to provide workmens compensation benefits for all employees of such counties.

Also:

H. 2768. To provide that the Family Court Division of the Circuit Court of all counties having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census shall collect a filing fee for the filing of juvenile cases in such court and providing further that the Judges of such courts may assess a fine against juveniles for the violation of law and providing for the disposition of such costs and fine.

Also:

H. 2774. To impose a filing fee of One (\$1.00) Dollar on certain instruments, documents and papers filed for record in the office of the Probate Judge of Madison County and to authorize the governing body of Madison County to impose an additional similar filing fee not to exceed Two (\$2.00) Dollars, the funds collected therefrom to be used exclusively for the funding of the mental health program in Madison County.

Also:

H. 2775. Relating to cities having a population of not less than 37,000 nor more than 41,000 according to the most recent federal decennial census; providing for the planning, design, location, financing, acquisition of property for construction, alteration, enlargement, use maintenance, and fostering of off-street automobile parking facilities in such cities.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1052. To repeal Act No. 134, H. 192, approved, May 9, 1963, Second Special Session 1963 (Acts 1963, p. 320), entitled, "An Act To authorize the court of county commissioners, board of revenue, or like governing body of certain counties, classified on a population basis to prescribe the times when county offices may be closed."

Also:

H. 1053. To repeal Act No. 70, H. 110, approved, April 23, 1963, Second Special Session 1963 (Acts 1963, p. 238), entitled, "An Act Relating to counties having a population of not less than 60,500 and not more than 65,000 according to the last or any subsequent federal decennial census; providing for the substitution of other books or texts for the textbooks on the list of state-approved or state-adopted textbooks."

Also:

H. 1054. To repeal Act No. 112, S. 3, approved September 15, 1961, Special Session 1961 (Acts 1961, p. 2037), entitled, "An Act Relating to every judicial circuit composed of only one county having two circuit judges and a population of not less than sixty thousand five hundred and not more than sixty five thousand inhabitants according to the last or any subsequent federal decennial census; extending the powers, authority and duties of the circuit solicitor of any such judicial circuit so as to empower, authorize and require that such circuit solicitor supervise the prosecution of all misdemeanors to be tried and all felonies to be heard on preliminary in any and all inferior courts located and constituted in the county composing any such judicial circuit; creating the office of deputy circuit solicitor for any such judicial circuit and prescribing the duties of such office; providing for the mode and manner of the appointment of such deputy circuit solicitor and for his compensation, and further providing that such compensation shall be paid out of the general fund of the county composing any such judicial circuit."

Also:

H. 1055. To repeal Act No. 143, H. 147, approved, May 14, 1969, First Special Session 1969 (Acts 1969, p. 207), entitled, "An Act Relating to all counties in this state having populations, according to the most recent federal decennial census, of not less than 61,000 nor more than 65,000; regulating and prescribing the qualifications of persons engaged in the bail bond business in such counties, repealing conflicting laws."

Also:

H. 1056. To repeal Act No. 357, H. 456, approved, August 10, 1965, Regular Session 1965 (Acts 1965, p. 495), entitled, "An Act Relating to counties having a population of not less than 60,500 and not more than 65,000 according to the last or any subsequent federal decennial census; providing for the substitution by city boards of education in such counties for use in the city schools of other books or texts for the textbooks on the list of state-approved or state-adopted textbooks."

Also:

H. 1057. To repeal Act No. 717, H. 1220, approved September 1, 1965, Regular Session 1965 (Acts 1965, p. 1323), entitled, "An Act Relating to all counties in the State of Alabama having a population of not less than 60,500 nor more than 65,000 inhabitants according to the last or any subsequent federal decennial census; authorizing the court of county commission-

ers or other like governing body of such counties to set aside, appropriate, use and expend county funds or revenues for the purpose of providing contributions to non-profit Community Action Committees, boards and groups heretofore formed in such counties under the Economic Opportunity Act of 1964, Public Law 88-452, 88th Congress, S. 2642 and approved by the Office of Economic Opportunity."

Also:

H. 1058. To repeal Act No. 113, S. 4, approved, September 15, 1961, Special Session 1961 (Acts 1961, p. 2039), entitled, "An Act Relating to all judicial circuits of the State of Alabama composed of only one county and having a population of not less than Sixty Thousand Five Hundred (60,500) and not more than Sixty-five Thousand (65,000) inhabitants according to the last or any succeeding federal decennial census; authorizing the solicitor of said circuit to appoint a stenographic secretary, and providing for the payment of said secretary's compensation from the general funds of the county constituting such circuit."

Also:

H. 1059 To repeal Act No. 206, S. 10, approved, September 15, 1961, Special Session 1961 (Acts 1961, p. 2184), entitled, "An Act To authorize the governing bodies of all counties having populations of not less than 60,500 nor more than 65,000, according to the last or any subsequent federal decennial census, to regulate the planning and construction of all public streets, public roads, and drainage structures located or to be located in subdivisions of land situated outside the corporate limits of any municipality in such counties."

Also:

H. 1060. To repeal Act No. 325, H. 774, approved August 28, 1963, Regular Session 1963 (Acts 1963, p. 808), entitled, "An Act To provide for payment of expenses of circuit solicitors in judicial circuits in Alabama composed of one county and having a population of not less than Sixty Thousand Five Hundred (60,500) and not more than Sixty-five Thousand (65,000) inhabitants according to the last or any succeeding federal decennial census, to be paid out of the county treasury of such counties."

Also:

H. 1061. To repeal Act No. 583, H. 508, approved August 26, 1965, Regular Session 1965 (Acts 1965, p. 1080), entitled, "An Act To provide further for the supplemental compensation of the Circuit Solicitor in every circuit composed of only one county having two Circuit Judges and a population of not less than 60,500 nor more than 65,000 inhabitants according to the last or any subsequent federal decennial census; providing that the supplemental compensation herein provided shall be in lieu of any and all other salary supplements heretofore authorized."

Also:

H. 1062. To repeal Act No. 100, H. 108, approved August 19, 1966, Special Session 1966 (Acts 1966, p. 134), entitled, "An Act To authorize and provide for branch banks in all counties having populations of not less than 61,000 nor more than 65,000 according to the most recent federal decennial census, and to repeal conflicting laws."

Also:

H. 1063. To repeal Act No. 201, S. 1, approved July 22, 1969, Regular Session 1969 (Acts 1969, p. 521), entitled, "An Act To amend Act No. 326, H. 775, Regular Session 1963 (Acts 1963, p. 809), relating to judicial circuits composed of only one county and having a population of not less than 60,500 nor more than 65,000 inhabitants; which authorizes the appointment of a deputy circuit solicitor; so as to provide further for the compensation of such solicitor."

Also:

H. 1064. To repeal Act No. 532, S. 516, approved, August 20, 1965, Regular Session 1965 (Acts 1965, p. 785), entitled, "An Act Relating to counties having a population of not less than 60,500 nor more than 65,000 according to the most recent federal decennial census; to authorize the county governing body in any such county to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964."

Also:

H. 1065. To repeal Act No. 595, S. 727, approved, August 29, 1969, Regular Session 1969 (Acts 1969, p. 1082), entitled, "An Act To amend Act No. 113, S. 4, Special Session 1961 (Acts 1961, p. 809) relating to judicial circuits composed of only one county and having populations of not less than 60,500 and not more than 65,000 inhabitants according to the most recent federal decennial census which authorizes the district attorney of said circuit to appoint a stenographic secretary, so as to provide further for the compensation of such secretary."

Also:

H. 1066. To repeal Act No. 582, H. 530, approved, September 8, 1967, Regular Session 1967 (Acts 1967, p. 1351), entitled, "An Act To provide for an appeal from any decision of a Civil Service Board in cities having a population of not more than 33,000 nor less than 31,500 according to the most recent federal decennial census."

Also:

H. 1067. To repeal Act No. 144, H. 192, approved March 29, 1965, First Special Session 1965 (Acts 1965, p. 195), entitled, "An Act Relating to cities having populations of not less than 31,500 nor more than 33,000; providing an expense allowance for members of the governing body of such cities."

Also:

H. 1545. To amend the title and Section 1 of Act No. 895, H. 1262, approved September 12, 1969 (Acts of Alabama, 1969, Vol. II, Page 1622) entitled "An Act to provide for the supplemental compensation of the court reporter of the circuit court of any county having a population of not less than 48,500 nor more than 49,500, according to the last or any subsequent federal decennial census; to repeal conflicting general, local or special laws" so that said Act after passage and approval of this Act by the Governor or its otherwise becoming law, shall apply to all counties having populations of not less than 57,000 nor more than 61,000 according to the last or any subsequent federal decennial census and to provide an effective date.

Also:

H. 1554. To amend the title and Section 1 of Act No. 396, H. 903 approved August 16, 1965 (Acts of Alabama, 1965, Vol. I, Page 573) entitled "An Act to provide an expense allowance for each circuit judge of all judicial circuits, composed of only one county, which has a population of not less than 48,020 nor more than 49,750, according to the most recent federal decennial census, when the circuit judge is ex officio judge of the juvenile court; and to provide for the payment of such expense allowance out of the general fund of the county" so that said Act after passage and approval of this Act by the Governor or its otherwise becoming law, shall apply to all counties having populations of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census, and to provide an effective date.

Also:

H. 1557. To amend the title and Section 1 of Act No. 236, H. 270, approved September 2, 1964 (Acts of Alabama, Special Sessions 1964, Vol. I, Page 321) entitled "An Act to fix the compensation of members of the court of county commissioners, board of revenue or like governing body of all counties having a population of not less than 48,500 nor more than 49,500, according to the last or any subsequent federal decennial census" so that said Act after passage and approval of this Act by the Governor or its otherwise becoming law, shall apply to all counties having populations of not less than 57,000 nor more than 61,000, according to the last or any subsequent federal decennial census, and to provide an effective date.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2779. To alter, rearrange and extend the boundary lines and corporate limits of the City of Decatur in Morgan County.

Also:

H. 2783. Relating to counties having a population of not less than 16,000 nor more than 16,250 according to the most recent federal decennial census; regulating the keeping of records in the Circuit Court of such counties; eliminating the recording of certain documents in what is commonly designated "final record books", and providing that the originals of such documents shall constitute the final record in Civil cases in such Court; and providing for the safekeeping of such final records.

Also:

H. 2801. To alter or rearrange the boundary lines of the Town of Valley Head, DeKalb County, Alabama, so as to include within the corporate limits of said town all lands lying within the lands hereinafter described.

Also:

H. 2802. To alter, extend and add to the limits of the Town of Satsuma in Mobile County, Alabama so as to include within the corporation limits of said town certain other territory in Mobile County, Alabama, contiguous to said town and to describe the area so added to the said limits of the Town of Satsuma.

Also:

H. 2804. To alter, rearrange and extend the boundary lines and corporate limits of any city in the State of Alabama having a population of not less than 33,500 nor more than 36,500, according to the 1970 federal decennial census.

Also:

H. 2807. Relating to Hale County; levying a privilege license or excise tax on certain sellers and distributors of spirituous or vinous liquor; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; authorizing the county commission to levy an additional tax upon such sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the Act by the county treasurer and the collection, apportionment, and distribution of the proceeds of the Act; prescribing penalties for violations and giving the Act a retroactive effect.

Also:

H. 2808. To repeal Act No. 215, H. 254, approved August 4, 1961, Regular Session 1961 (Acts 1961, p. 243), entitled "An Act To provide for the payment of an expense allowance to members of the board of revenue, court of county commissioners, or other like governing body of all counties having a population of not less than 14,300 nor more than 14,800 according to the last or any subsequent federal decennial census."

Also:

H. 2809. To repeal Act No. 145, H. 181, as last amended, approved September 8, 1967, Regular Session 1967 (Acts 1967, p. 194), entitled, "An Act providing expense allowances for members of the governing bodies of counties having populations of not less than 14,300 nor more than 14,600."

Also:

H. 2812. To allow prospective jurors to be excused in capital cases outside the presence of the defendant in the Eighth Judicial Circuit of Alabama.

Also:

H. 2814. To alter, rearrange and extend the corporate limits of the Town of Vernon, Lamar County, Alabama.

Also:

H. 2817. Proposing an amendment to the Constitution of Alabama authorizing the levying of a special property tax in Lee County for improving enforcement of laws relative to and providing facilities for juveniles.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report to the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2819. To authorize the Shelby County Governing Body to appropriate an allowance for expenses for the Shelby County Coroner.

H. 2822. Relating to St. Clair County, authorizing any bank situated within the county to open, establish, operate and maintain a branch bank, branch office, or other place of business at Moody in said County.

Also:

H. 2829. Relating to all counties having populations of not less than 95,000 nor more than 115,000 according to the most recent federal decennial census; to impose a tax upon the sale by liquor licensees of spirituous or vinous liquors and an additional tax on malt or brewed beverages when sold for on-premises consumption; providing for the administration of this Act and the collection and use of the proceeds; requiring permits for taxable sales of spirituous and vinous liquors and malt or brewed beverages; and providing penalties for violations of this Act.

Also:

H. 2830. Relating to counties having populations of not less than 55,500 inhabitants nor more than 56,500 inhabitants according to the most recent or any subsequent federal decennial census; to regulate the amount of the clerk and sheriff's fees charged by the circuit courts (criminal and civil divisions) and by the intermediate courts (criminal, civil, and equity divisions) and to regulate the amount of certain other fees and costs charged by such courts in counties coming under the provisions of this Act.

Also:

H. 2831. To amend Section 1 of Act No. 332, H. 688, Regular Session 1969 (Acts 1969, p. 706) which act provides for the appointment and tenure and number and fixing the compensation of Bailiffs for the Sixth Judicial Circuit of Alabama.

Also:

H. 2836. Relating to counties having populations of not less than 65,500 nor more than 75,200, according to the most recent federal decennial census; dividing all such counties which have heretofore been divided into four commissioners' districts into two commissioners' districts in lieu of the present four commissioners' districts; providing for the election of two commissioners for each district; and fixing their qualifications and term of office.

Also:

H. 1008. To provide for the compensation of jurors in Cleburne County.

Also:

H. 1009. To provide for the compensation of circuit court bailiffs in Cleburne County.

Also:

H. 1344. To amend the title and Section 1 of Act No. 89, H. 212, Second Special Session 1965 (Acts 1965, p. 118), which provided expense allowances for circuit judges in certain counties classified on a population basis, payable out of the general funds of such counties.

Also:

H. 1345. To amend the title of Act No. 767, H. 708, Regular Session 1969 (Acts 1969, p. 1365), which further regulates the salary of members of the tax equalization board, board of registration, and jury commission in certain counties classified on a population basis.

Also:

H. 2826. To amend Sections 5 and 31 of an Act approved May 25, 1945, as shown by a local act of 1945 beginning on page 23 and entitled, "An Act to abolish the Court of County Commissioners of Covington County, Alabama, and to create a Court of Record to be called "The Board of Revenue of Covington County," consisting of a president, who shall be elected by the voters of the whole county, and four associate members, one of whom shall be elected from each district of the county, which the Act divides into four districts; to name the president and associate members of the board pending election, to provide for their election at the General Election in 1948, and every four years thereafter, and to fix their terms of office, to prescribe the personal, political and geographical qualifications of the president and of each associate member of said board; to direct that vacancies on said board shall be filled by appointment of the Governor, who shall observe the qualifications prescribed herein; to prescribe the duties, powers, authority, jurisdiction and responsibility of the president, president pro tempore, each associate member of the board, and of such board as a whole; to fix a regular meeting date for said board; to authorize special meetings and to direct how they shall be called; to prescribe a quorum for each such meeting; to provide for allocations of county funds to each district and for withdrawal thereof; to provide for the appointment of a board clerk and treasurer and to prescribe their duties, salary, and period of employment; to provide for an annual salary to be paid the president and each associate member of the board in lieu of all other compensation and allowances except that they, the clerk, county road supervisor and all other employees, while out of the county, shall be

paid certain expenses; to provide that the president and each associate member of the Board, the clerk, the treasurer, road supervisor, and such other employees of the county as the board shall designate, shall give a bond, payable to the county, for the performance of their duties, to direct the payment of all premiums on bonds herein required; to determine and to authorize a determination from what county funds all salaries, compensations, wages, allowances and expenses, and bond premiums shall be paid; to fix the effective date of this act; and to provide a saving clause and that all laws or parts of laws in conflict with this Act be repealed, by providing in Section 5 thereof that the President of said Board and each Associate Member thereof shall be qualified elector of Covington County and shall be elected from the County at large. Each district as established in Section 3 of said Act shall be entitled to a Member on said Board and each candidate for election as an Associate Member of said Board upon qualification for election as such Associate Member of such Board shall specify at the time of his or her qualification the designated district for which he or she seeks election. And by further providing in Section 31 of said Act that the amount of such money appropriated to the contingent fund as provided by said Section be increased from One Thousand Dollars (\$1,000.00) to Fifteen Hundred Dollars (\$1500.00) and further providing that said Act to become effective upon its passage and approval by the Governor or its otherwise becoming a law.

Also:

H. 1346. To amend the title and Section 1 of Act No. 60, H. 395, Regular Session 1969 (Acts 1969, p. 353), which regulates the compensation of the county superintendent of education of certain counties classified on a population basis.

Also:

H. 1347. To amend the title and Section 1 of Act No. 376, H. 862, Regular Session 1963 (Acts 1963, p. 876), which authorizes and provides for a recount of the vote in certain ballot boxes on order of the circuit judge, in certain counties classified on a population basis.

Also:

H. 1348. To amend the title and Sections 1 and 2 of Act No. 29, H. 27, Regular Session 1965 (Acts 1965, p. 48), which authorizes the governing body of certain counties classified on a population basis to prescribe the times when county offices may be closed.

Also:

H. 1352. To repeal Act No. 128, H. 117, approved March 29, 1965, Special Session 1965 (Acts 1965, p. 181), entitled, "An Act To regulate the compensation of county superintendents of education in all counties having populations of not less than 10,800 nor more than 12,000, and repeal conflicting laws."

Also:

H. 1354. To amend the title and Section 1 of Act No. 385, H. 884, Regular Session 1963 (Acts 1963, p. 888), which prohibits payroll deduction of dues of school employees in professional organizations and prescribes punishments for violations, in certain counties classified on a population basis.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1045. To authorize the coroner of Talladega County to appoint a deputy coroner and to provide for the powers, duties, salary and expenses of such deputy.

Also:

H. 1930. Relating to the organization, jurisdiction and functions of certain courts of Cleburne County; establishing the Cleburne County Intermediate Court, defining and limiting its jurisdiction and powers; providing for its officers, their election, terms, powers, duties and compensation; providing for costs and fees to be deposited in the general fund of the county; and providing for appeals from the court herein established.

Also:

H. 2524. To amend the title and Section 1 of Act No. 101, H. 219, Regular Session 1969 (Acts 1969, p. 383) which confers additional powers on the circuit clerk in certain counties classified on a population basis.

Also:

H. 2525. To amend the title and Section 1 of Act No. 336, H. 292, Special Session 1966 (Acts 1966, p. 480) which prescribes the times when county offices may be closed in certain counties classified on a population basis.

Also:

H. 2526. To amend the title and Section 1 of Act No. 366, H. 767, Regular Session 1961 (Acts 1961, p. 385) which authorizes the county commission to designate one or more state or national banks as the county depository in certain counties classified on a population basis.

Also:

H. 2527. To amend the title and Section 1 of Act No. 327, S. 193, Special Session 1966 (Acts 1966, p. 461) which regulates the compensation of election officials in certain counties classified on a population basis.

Also:

H. 2528. To amend the title and Section 1 of Act No. 69, H. 195, Regular Session 1967 (Acts 1967, p. 402) which authorizes the county board of education to fix expense allowances for members of the board in certain counties classified on a population basis.

Also:

H. 2529. To amend the title and Section 1 of Act No. 362, H. 721, Regular Session 1963 (Acts 1963, p. 862) as amended which fixes the expense allowance of the county superintendent of education in certain counties classified on a population basis.

Also:

H. 1580. To repeal Act No. 1002, S. 822, Regular Session 1969, approved September 12, 1969, entitled "An Act Relating to certain payments from the county treasuries of all counties having populations of not less than 65,000 nor more than 95,000, according to the most recent federal decennial census, fixing the amount of compensation and expense allowances that may be paid out of the treasury of any such county to certain county officers and their assistants and the amount of supplementary compensation and expense allowances that may be paid therefrom to certain officers of the circuit courts of the circuit in which such county lies."

Also:

H. 1582. Applying to Talladega County; relating to certain payments from the county treasury; fixing the amount of compensation and expense allowances that may be paid out of the treasury of such county to certain county officers and their assistants and the amount of supplementary compensation and expense allowances that may be paid therefrom to certain officers of the circuit courts of the circuit in which such county lies.

Also:

H. 2268. To repeal Act No. 482, S. 602, Regular Session 1969, approved August 19, 1969, entitled "An Act To permit the governing body of any county having a population of not less than 65,000 nor more than 95,000, or any municipality within such county to establish within the county, or within the municipality, ambulance service; to permit the county governing body to unite with any municipality within the county in the establishment of such service, making it common for the use of the county and of the municipality."

Also:

H. 2269. To repeal Act No. 965, S. 336, Regular Session 1961, approved September 9, 1961, entitled "An Act Relating to powers of county governing bodies of counties having populations of not less than 62,000 nor more than 92,000, according to the 1960 or any subsequent federal decennial census; authorizing appropriations of county funds to provide ambulance service for the sick and infirm."

Also:

H. 2270. To permit the governing body of Talladega County, or any municipality within such county to establish within the county, or within the municipality, ambulance service; to permit the county governing body to unite with any municipality within the county in the establishment of such service, making it common for the use of the county and of the municipality; and to permit the providing of such service by contract or otherwise.

Also:

H. 2271. To provide an additional fee for recording change of ownership of motor vehicles in Talladega County.

Also:

H. 2272. Relating to Talladega County; permitting the governing body of the county to provide for a judicial building; providing for the location in such building of certain judicial and law-enforcement officers; and providing for the holding of county and circuit court in such building.

Also:

H. 2273. Relating to Talladega County; providing for the reidentification of all registered voters; directing the Board of Registrars to purge the list of registered voters; providing a penalty for willfully making a false statement in connection with reidentification; and repealing conflicting laws.

Also:

H. 2718. Applying to Talladega County; providing for the appointment of special judges in the County Court of Talladega County under certain circumstances; and providing for payment of said special judges.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 2816. Proposing an amendment to the Constitution of Alabama relating to the compensation of certain officers of Lawrence County.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2233. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Athens, in Limestone County, Alabama, so as to annex certain territory to the City of Athens, in Limestone County, Alabama.

Also:

H. 2176. Relating to counties having populations of not less than 45,500 nor more than 52,000 according to the most recent federal decennial census; to further provide for the compensation of the members of the county board of education.

Also:

H. 2642. To provide further for the compensation of city commissioners in cities having a population of not less than 12,700 nor more than 13,115 according to the most recent federal decennial census.

Also:

H. 1263. Relating to all counties having populations of not less than 11,500 nor more than 12,500 according to the most recent federal decennial census; to extend the juvenile jurisdiction of probate courts or any court authorized by law to exercise such juvenile jurisdiction to children under eighteen years of age.

Also:

H. 1265. Relating to all counties having populations of not less than 11,500 nor more than 12,500, according to the most recent federal decennial census; to provide an expense allowance for members of the county board of education.

Also:

H. 2179. Relating to all counties having populations of not less than 24,500 nor more than 25,000, according to the most recent decennial census; providing a clerk hire allowance for the Sheriff of said counties payable out of the general funds of the county.

Also:

H. 2468. To alter, rearrange and extend the corporate limits of the Town of Kennedy, Lamar County, Alabama.

Also:

H. 2450. To levy in Baldwin County a county privilege tax upon every person engaging in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the soil or the waters of Baldwin County, which tax shall be in addition to all other taxes including the state oil and gas tax levied by Act No. 2, H. 47, approved May 19, 1945 (Gen. Acts 1945, p. 20); to provide for the collection and enforcement of the tax by the state department of revenue in the same manner as the

state oil and gas tax and to incorporate by reference certain provisions of said Act No. 2 with respect to assessments, and the time and manner of making reports and payments and the provisions thereof prescribing penalties for violations; to authorize the state revenue department to make rules and regulations to effectuate the purpose of this act; to provide that the revenue derived from the tax shall be paid into the General Fund of Baldwin County; and to prescribe additional penalties for certain violations.

Also:

H. 2578. Relating to all counties having populations of not less than 53,000 nor more than 55,000 according to the most recent federal decennial census; to authorize the employment of two additional deputy sheriffs and to set salaries therefor, and to increase the salaries of the chief deputy sheriff and all deputies employed or authorized to be employed at the effective date of this Act.

Also:

H. 2608. Relating to all counties having populations of not less than 11,500 nor more than 12,500, according to the most recent decennial census; to regulate the salaries of the jailers in said counties, payable out of the general funds of the county.

Also:

H. 2611. Relating to counties having populations of not less than 11,500 and no more than 12,500, according to the most recent decennial census; authorizing the governing body of every such county to provide the sheriff of the county an allowance for clerk hire.

Also:

H. 2649. To authorize the Registers of all Circuit Courts, in all Counties having a population of not less than 90,000 nor more than 100,000 according to the most recent Federal Decennial Census, to destroy all documents, papers, exhibits, receipt books and cancelled checks filed in Equity cases in such Courts after the expiration of Twenty (20) years from the filing date of the final decree in such cases, and making the Minute and Final Record Books the Official Court Records of such destroyed documents and papers; but no authority is given herein to destroy the Docket Sheets, Minute Books, Final Record Books or Indices in such cases.

Also:

H. 2652. Relating to all counties having populations of not less than 33,550 nor more than 34,000 according to the most recent federal decennial census, fixing the per diem pay for members of the board of equalization.

Also:

H. 2679. To establish a court of limited jurisdiction in criminal cases and civil actions at law in Bullock County, Alabama; to define the jurisdiction and powers of the court hereby established; to provide for procedures in such court; and to provide for its officers, their appointment, terms of office, powers, duties and compensation, and for costs and fees in such court.

Also:

H. 2693. To repeal Act No. 65, S. 290, approved July 12, 1971, Regular Session 1971, entitled, "An Act To prohibit the use of steel traps and sim-

ilar devices in counties having a population of not less than 38,100 nor more than 40,500, and in counties having a population of not less than 41,750 nor more than 45,000, according to the most recent federal decennial census, and to prescribe punishment for the violation of this Act."

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2761. To prescribe qualifications for the office of Coroner of counties having a population of not less than 34,875 nor more than 36,000 according to the most recent Federal decennial census.

Also:

H. 2766. To authorize the governing body of Madison County, Alabama, and the Madison County License Department to establish, when and where desired, offices separate and apart from those provided in the Madison County Courthouse building at Huntsville, Alabama, in various parts of the county for the sole purpose of selling automobile, truck, car, trailer and boat tags.

Also:

H. 2769. Relating to all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent and any subsequent federal decennial census; to provide for the appointment and compensation of a bailiff in the County Court in such counties; to repeal conflicting laws.

Also:

H. 2770. To change the method of compensating the Sheriff of Madison County.

Also:

H. 2771. To provide an expense allowance for the Judge of the County Court in all counties having populations of not less than 175,000 nor more than 300,000 according to the last and any subsequent federal decennial census and to provide for an effective date for the operation of such act.

Also:

H. 2784. To alter, rearrange and establish the corporate limits of the City of Carbon Hill, Alabama.

Also:

H. 2787. Relating to counties having a population of not less than 55,500 nor more than 56,500 inhabitants, according to the last or any subsequent federal decennial census; creating a Public Hospital and Health Authority in any such county and prescribing the power, authority and jurisdiction of the Authority; providing for a board of directors of such Authority and for the appointment, terms, duties, power, authority and compensation of members of the board; authorizing the board to issue securities and mortgage and pledge its properties and revenues as security therefor; providing that securities of the Authority shall be negotiable instruments and shall be eligible for investment of trust funds; exempting from taxation all such securities, the income therefrom, any instrument executed as security therefor, and the income and properties of the Authority; and authorizing any municipality in such counties to transfer and convey to such hospital board with or without consideration therefor hospitals, other public health facilities, and funds raised or allocated for hospital purposes.

Also:

H. 2792. To amend Sections 1 and 3 of Act No. 774, S. 626, of the 1951 Regular Session of the Legislature of Alabama, approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Policemen's and Firemen's Pension and Relief Funds" so as to make said Act apply only to cities having a population of not less than 150,000 nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

Also:

H. 2793. Providing for the submission to the qualified voters of Madison County the question of whether or not an annual license tax and registration fee shall be levied in an amount not exceeding \$2.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by an individual who is a resident of Madison County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Madison County with the concurrence of the governing body of the City of Huntsville, providing for the calling, giving of notice, holding, conducting, canvassing, and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and county and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Madison County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Madison County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing emergency medical treatment and

emergency transportation, through the use of motor vehicles or aircraft, to the sick and injured within the County of Madison, said service to be maintained in connection with the operation of the Huntsville Hospital Emergency room, or with the operation of the Huntsville Hospital, or in connection with any other public or private hospital within Madison County, Alabama; requiring the proceeds of said license tax and fee to be paid to the Huntsville Hospital Board, Inc., or to any successor public hospital corporation in the event said hospital shall be acquired by such hospital corporation, to be used by said agency for said purpose; and repealing all laws and parts of laws in conflict therewith.

Also:

H. 2794. To amend Section 1 of Act No. 773, S. 621, approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama, having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Municipal Employees Pension and Relief Funds", so as to make said act applicable only in cities having a population of not less than 150,000, nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

Also:

H. 2795. To alter the boundary lines of the City of Huntsville, Madison County, Alabama, so as to include within the corporate limits of said City, all territory described below.

Also:

H. 2722. To create and establish a court in Jefferson County with limited jurisdiction with the Circuit Court for the limited purpose of disposing of non-capital felony criminal cases on an information, before indictment, under Title 15, Article 8 of Chapter 11 of the Code of Alabama of 1940 as recompiled in 1958, and to act on matters pertaining to probation in such cases; to provide for the officers of such court and to fix their duties.

Also:

H. 1267. Relating to all counties having populations of not less than 24,500 nor more than 25,000 according to the most recent federal decennial census; to extend the juvenile jurisdiction of probate courts or any court authorized by law to exercise such juvenile jurisdiction to children under eighteen years of age.

Also:

H. 1276. To provide for fixing the compensation and payment of Court Reporters for the Sixth Judicial Circuit of Alabama.

Also:

H. 2789. Relating to Macon County: To create and establish in Macon County in lieu of the present Inferior Court and the juvenile court, a court with county-wide limited jurisdiction of criminal cases, civil actions at law and of juvenile cases, said court to be known as the Court of Common Pleas of Macon County, Alabama; providing it with officers and providing their powers, duties, salary, compensation, their terms of office and the manner of

their selection, appointment and election; regulating its procedure and process, and for the return of warrants thereto including all warrants for the violation of the rules of the road and similar offenses; and fixing the costs, charges and commissions collectible therein, and the compensation of its officers; abolishing the present Inferior Court and juvenile Court of Macon County; and providing for the transfer and trial of cases pending in the present Inferior Court of Macon County and in the juvenile court of Macon County, at the time this act takes effect, to the Court of Common Pleas of Macon County, Alabama.

Also:

H. 1881. To repeal Act No. 22, H. 216, Special Session 1966 (Acts 1966, p. 44), which act removes all counties having populations of not less than 100,000 nor more than 115,000 from the operation of Act No. 476 of the Regular Session of 1965, approved August 20, 1965.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 2215. To make an appropriation for the payment of expenses of the Legislature.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 451. To amend Act No. 2, H. 47 of the Regular Session of 1945 (Gen. Acts 1945, p. 20), which levies and provides for the collection and distribution of a severance tax on oil, gas and other hydrocarbons, so as to preclude counties and municipalities in the State from levying any tax, license or other charge or fee other than ad valorem taxes on the production, treating, processing, ownership, selling, buying, storing or marketing of oil or gas or on the operation or maintenance of any plant, facility or any equipment necessary or convenient to the production, treating, processing, ownership, storage, sale, purchase, marketing or transportation of oil or gas produced in the State of Alabama; to authorize and provide for the payment to counties and municipalities in which oil or gas wells are located of a portion of the severance tax levied by said Act No. 2; and to repeal laws in conflict herewith.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1810. To raise revenue; amending Title 51, Section 178, Code of Alabama 1940, as amended, so as to increase the rate of taxation and provide for certain exemptions therefrom; providing for the collection of the tax levied and for disposition of the proceeds thereof.

Also:

H. 1800. To amend Section 183, Title 51, Code of Alabama 1940 to provide for a license tax on telegraph business measured by gross receipts rather than the mileage of the telegraph line, or lines, operated by it in the State.

Also:

H. 1809. To amend Title 51, Section 182, as amended, Code of Alabama 1940, as amended, to delete the exemption of the first \$50,000.00 from taxation.

Also:

H. 1812. To amend Title 51, Section 176, Code of Alabama 1940, as amended, to increase the amount of the license and to reduce the assessment percentages.

Also:

H. 2780. To amend Sections 1 and 2 of Act No. 308, Regular Session of the Legislature of Alabama of 1963, relating to the imposition of a privilege or license tax on persons, firms, and corporations engaged in the business of performing certain contracts so as to increase the rate of taxation and to make further provisions for the disposition of revenues thereof.

Also:

H. 1813. To amend Title 51, Section 910, Code of Alabama of 1940, to provide for the further distribution of certain revenues as collected by the Department of Revenue.

Also:

H. 1815. To amend Title 51, Section 180, Code of Alabama 1940, as amended, to delete the provision for the exemption of the first one hundred fifty thousand dollars from taxation.

Also:

H. 2250. To require that any person whose driving license has been canceled, suspended or revoked by the Director of Public Safety or any court of competent jurisdiction shall pay a fee to the Department of Public Safety upon application for reinstatement of such license, and to provide that all fees so collected by the Director shall be deposited into the General Fund of the State of Alabama.

Also:

H. 1803. To make appropriations for Mental Health purposes and for the payment of principal and interest on Mental Health Bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXLI.

Also:

H. 2811. Relating to the organization, jurisdiction and functions of certain Courts of Morgan County; revising the interior court system of said county; establishing "The Morgan County Court", defining its jurisdiction and powers, providing for its officers, their election; terms of office, powers, duties, and compensation, and for costs and fees in such court, abolishing "The Morgan County Court of Morgan County, Alabama" under the special laws creating it, providing for the transfer of all cases pending in said court to "The Morgan County Court", and providing for juvenile detention facilities in Morgan County, and juvenile probation officers and officers of the court.

Also:

H. 2212. To amend further Act No. 421, H. 932, Regular Session, 1957 (Acts 1957, p. 587), an act authorizing the appointment of an assistant to the Sheriff for the Bessemer Division of Jefferson County, in relation to the duties and salary of said assistant.

Also:

H. 2813. To amend the title and body of Act No. 165, H. 554, Regular Session 1945, (Acts 1945, Page 82), providing for the creation of a Hospital Board of Morgan County, Alabama, to manage and control the hospital and hospital properties to be acquired by Morgan County, Alabama, and the

City of Decatur, Alabama, and to provide for the membership of said board and its power, duty and authority, and the power and authority of the City of Decatur and Morgan County with reference thereto; to declare that said board is created for the purpose of continuing the operation of a hospital formerly known as Benevolent Society Hospital and is entitled to the benefits of all devises and bequests made for the benefit of said hospital, particularly the bequest made in the will of W. R. Spight, deceased, and the bequest made in the will of Mary D. Simpson, deceased, and to require the trustees of the funds so bequeathed to account to said board for the same, and to further provide for an additional physician, surgeon or doctor of medicine member on said board, his mode of selection, powers and term of office.

Also:

H. 2651. To provide for and prescribe the form of government of all cities having populations of not less than 35,000 nor more than 37,000.

Also:

H. 2641. To provide further for the compensation to be paid commissioners in cities having a population of not less than 8,500 nor more than 9,000 and to cities having a population of not less than 6,840 nor more than 6,907 according to the most recent federal decennial census.

Also:

H. 2350. To apply only in counties having populations of not less than 75,000 nor more than 90,000; providing an expense allowance for the chairman or president and members of the county commission, or other like governing body of the county.

Also:

H. 258. To make an additional appropriation to the Office of the Attorney General from the General Fund.

Also:

H. 265. To authorize the Alabama Corrections Institution Finance Authority to continue to lease a portion of the Kilby property and to give certain improvements thereon to the Environmental Protection Agency of the United States of America for the purpose of maintaining and operating an environmental laboratory.

Also:

H. 399. Relating to the licensing of Polygraph Examiners; creating a Polygraph Examiners Board; granting powers to the Polygraph Examiners Board; establishing minimum instrumentation requirements; providing for standards of qualifications of Polygraph Examiners; and providing for penalties for violation of provisions of this Act.

Also:

H. 862. Providing for the certification of factory-built housing; to provide for the regulation, administration and enforcement of the provisions of this Act by the Alabama Development Office; to establish certain civil remedies and actions in connection with factory-built housing and to provide penalties for violations of this Act or any rule or regulation promulgated hereunder.

Also:

H. 2051. To amend Section 9 of Act No. 999 of the Regular Session of the Legislature of Alabama, 1969, approved September 12, 1969 (Acts of Alabama 1969, p. 1855), which Act created a retirement system for peace officers as defined therein, so as to provide additional court costs for violations of State conservation laws or regulations which will be used for the benefit of the retirement fund.

Also:

H. 2078. To provide an appropriation to the Alabama Forestry Commission for the purchase of land needed to expand existing forest tree seedling nursery.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1773. To amend the title and Section 1 of Act No. 807, H. 1290, Regular Session 1961 (Acts 1961, p. 1171) which provides for Airport Authority Boards in certain counties classified on a population basis.

Also:

H. 2698. To alter, rearrange and extend the boundary lines and corporate limits of the City of Sumiton, in Walker County.

Also:

H. 2699. To alter, rearrange and extend the boundary lines and corporate limits of the City of Sumiton, in Walker County.

Also:

H. 2715. Authorizing the county commission in all counties having not less than 55,500 nor more than 56,500 inhabitants according to the last or any subsequent federal decennial census, to make an appropriation of county funds for the relief of Leon W. Richardson to compensate for certain damages.

Also:

H. 2721. Relating to Conecuh County; authorizing the board of education to retire teachers who have attained the age of sixty-five.

Also:

H. 2726. To repeal Act No. 42, H. 99, Approved September 23, 1965, Second Special Session 1965 (Acts 1965, p. 58), entitled, "An Act Relating to counties having a population of not less than 13,700 nor more than 14,300 according to the most recent federal decennial census; to provide an additional expense allowance for the chairman or presiding judge and members of the governing body of any such county, payable out of county funds."

Also:

H. 2727. To repeal Act No. 58, H. 60, approved June 29, 1967, Regular Session 1967 (Acts 1967, p. 383), entitled, "An Act Relating to counties having a population of not less than 13,700 nor more than 14,300 according to the most recent federal decennial census; to provide an additional expense allowance for the chairman or presiding judge and members of the governing body of any such county, payable out of county funds."

Also:

H. 2728. To repeal Act No. 59, H. 61, approved June 29, 1967, Regular Session 1967 (Acts 1967, p. 384), entitled, "An Act To provide a clerk hire allowance for the Judge of Probate of all counties having a population of not less than 13,700 nor more than 14,300, according to the most recent federal decennial census."

Also:

H. 2729. To repeal Act No. 57, H. 59, approved June 29, 1967, Regular Session 1967 (Acts 1967, p. 382), entitled, "An Act Relating to counties having a population of not less than 13,700 nor more than 14,300 according to the most recent federal decennial census; to provide additional clerk hire allowances for the Tax Assessors and Tax Collectors."

Also:

H. 2730. To authorize the county boards of education in all counties having populations of not less than 14,000 nor more than 15,000 according to the last or any subsequent federal decennial census, to furnish certain supplies and services heretofore furnished by the county commission and relieving the county commissioners of the responsibility of furnishing such supplies and services.

Also:

H. 2731. To repeal Act No. 1247, H. 1562, approved September 13, 1969, Regular Session 1969 (Acts 1969, p. 2348), entitled, "An Act Relating to counties having populations of not less than 13,700 nor more than 14,300; to provide for the election and qualifications of members of the board of revenue, court of county commissioners, or other like governing body of any such county."

Also:

H. 2732. To amend the title and Section 1 and repeal Section 3 of Act No. 710, H. 1186, Regular Session 1965 (Acts 1965, p. 1313) which regulates further the duties and compensation of members of the county commission or like governing body in certain counties classified on a population basis.

Also:

H. 2733. To amend the title and Sections 1 & 2 of Act No. 705, H. 988, Regular Session 1967 (Acts 1967, p. 1536) which prescribes the salary and manner of payment of certain deputies sheriff in certain counties classified on a population basis.

Also:

H. 2734. To amend the title and Section 1 of Act No. 706, H. 989, Regular Session 1967 (Acts 1967, p. 1537) which regulates the compensation of the county superintendent of education in certain counties classified on a population basis.

Also:

H. 2735. To amend the title and Section 1 of Act No. 158, H. 179, Special Session 1969 (Acts of 1969, p. 225) which provides an additional allowance for travel for members of the board of equalization in certain counties classified on a population basis.

Also:

H. 2736. To repeal Act No. 21, H. 98, approved September 21, 1965, 2nd Special Session 1965 (Acts 1965, p. 35), entitled, "An Act To regulate expense allowances for the superintendent of education in counties having a population of not less than 13,700 nor more than 14,300, according to the most recent federal decennial census."

Also:

H. 2737. To amend the title and Section 1 of Act No. 98, H. 106, Special Session 1966 (Acts 1966, p. 132) which regulates the expense allowances for the superintendent of education in certain counties classified on a population basis.

Also:

H. 2701. To authorize the county board of education of any county having a population of not less than 60,000 nor more than 65,000 inhabitants according to the most recent federal decennial census and the city boards of education of any cities in such counties having independent school systems to fix and collect tuition fees and charges from pupils attending schools under the respective jurisdictions of such boards, but who live outside the territory over which such boards of education have jurisdiction.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2738. To repeal Act No. 219, H. 821, approved August 6, 1965, Regular Session 1965 (Acts 1965, p. 305), entitled, "An Act To amend Section 1 of Act No. 106, H. 98, First Special Session 1964 (Acts 1964, p. 167), an act relating to counties having populations of not less than 13,700 nor more than 14,300."

Also:

H. 2739. To repeal Act No. 141, H. 159, approved March 29, 1965, Special Session 1965 (Acts 1965, p. 192), entitled, "An Act To fix the salary of the county superintendent of education in all counties having a population of not less than 13,700 nor more than 14,300, according to the most recent federal decennial census."

Also:

H. 2740. To amend the title and Section 1 and to repeal Section 3 of Act No. 1093, S. 908, Regular Session 1969 (Acts 1969, p. 2027) which provides for the election and qualifications of members of the county commission, or other like governing body in certain counties classified on a population basis.

Also:

H. 2741. To repeal Act No. 106, H. 98, approved August 24, 1964, Special Session 1964 (Acts 1964, p. 167), entitled, "An Act To fix the salary of the county superintendent of education in all counties having populations of not less than 13,700 nor more than 14,300, according to the most recent federal decennial census."

Also:

H. 2742. To amend the title and Section 1 of Act No. 129, H. 97, Special Session 1964 (Acts 1964, p. 184) which regulates the closing of offices in the courthouse in certain counties classified on a population basis.

Also:

H. 2743. To amend the title and Section 1 of Act No. 34, H. 102, 3rd Special Session 1965 (Acts 1965, p. 245) which authorizes the county governing bodies to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964 in certain counties classified on a population basis.

Also:

H. 2744. To amend the title and Section 1 of Act No. 97, H. 105, Special Session 1966 (Acts 1966, p. 132) which regulates the compensation of election officers in certain counties classified on a population basis.

Also:

H. 2745. To amend the title and Section 1 of Act No. 131, H. 58, Regular Session 1967 (Acts 1967, p. 469) which fixes the compensation of the coroner in certain counties classified on a population basis.

Also:

H. 2746. To amend the title and Section 1 of Act No. 153, H. 642, Regular Session 1969 (Acts 1969, p. 429) which increases the salary of the deputy solicitor in certain counties classified on a population basis.

Also:

H. 2747. To repeal Act No. 507, H. 931, approved August 22, 1961, Regular Session 1961 (Acts 1961, p. 605), entitled, "An Act To fix the compensation of the county superintendent of education in all counties having a population of not more than 14,350 nor less than 13,650, according to the 1960 or any subsequent federal decennial census."

Also:

H. 2748. To amend the title and Section 1 and to repeal Section 2 of Act No. 52, H. 116, Special Session 1962 (Acts 1962, p. 70) which provides an additional deputy sheriff whose compensation shall be payable from the county highway and traffic fund in certain counties classified on a population basis.

Also:

H1 2749. To amend the title and Section 1 of Act No. 950, H. 1373, Regular Session 1969 (Acts 1969, p. 1683) which fixes the compensation of the chairman and each member of the board of equalization and repeals conflicting laws in certain counties classified on a population basis.

Also:

H. 2750. To create and establish a court of record with county wide limited jurisdiction of criminal cases and civil actions at law, to be called the County Court of Calhoun County, in lieu of, and to replace the Intermediate Civil Court of Calhoun County; to abolish the Intermediate Civil Court of Calhoun County; to provide for the jurisdiction of said County Court of Calhoun County and the officers thereof; to fix their duties, powers, authority, and compensation; to provide for the transfer of all cases pending in the abolished court and in the Calhoun County Court to the newly established court, and to repeal Act No. 23, H. 8, 1962 Special Session (Acts 1962, p. 29) and all other conflicting laws.

Also:

H. 2751. To alter, rearrange and extend the boundaries and corporate limits of the City of Weaver, Calhoun County, Alabama, so as to annex certain territory to the City.

Also:

H. 2752. To fix the salaries of the judge and the clerk of the Calhoun County Court.

Also:

H. 2753. To provide for the City of Jacksonville in Calhoun County a civil service system governing the appointment, removal, salaries, tenure and official conduct of employees of the city; defining violations of the act; imposing penalties for violations; and repealing conflicting laws.

Also:

H. 2755. Relating to all counties having a population of not less than 34,000 nor more than 34,800 inhabitants according to the last or any subsequent federal decennial census; providing for an increase in the compensation of the members of the board of equalization in such counties and further providing for the method of payment of said compensation by the county governing body in such counties.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2800. Relating to counties having populations of not less than 52,500 nor more than 54,000; to alter, rearrange and extend the corporate limits of certain towns within such counties.

Also:

H. 1123. Further amending Act No. 47, Special Session 1961 (Acts 1961, p. 1904) now appearing in Alabama Code, Recompiled 1958, as Title 51, Section 12 (2); providing exemptions from taxation and licensing of certain charitable, religious, or civic organizations.

Also:

H. 2815. To change the method of compensating the judge of probate, the tax assessor, the tax collector, the circuit clerk and register in chancery of Lawrence County; fixing the salaries of such officers and providing for the clerical assistance, office space, equipment and supplies necessary for the conduct of their respective offices on a salary basis.

Also:

H. 143. To regulate the rate of compensation by manufacturers of motor vehicles for warranty work performed by said manufacturers' dealers or representatives; and to provide penalties for violations.

Also:

H. 1244. To amend Section 16, Act No. 576, Acts of Alabama 1959, p. 1442, entitled "AN ACT Relating to the registration of vessels and their operation on the waters of this State and providing for water safety; providing for definitions; registration and identification of vessels used on the waters of this State by the Conservation Department of this State; the enforcement of this act; duties of the director of the State Department of Conservation; fee schedule for vessel registration; term of certificates and registration; establishment of a numbering and identifying system in compliance with Federal Boating Act of 1958 and any subsequent amendment thereto; prohibiting vessel operation when unnumbered; establishing exemptions from numbering provisions; requiring safety equipment; requiring records to be kept by boat liveryes; requiring accident reports to be filed with Conservation Department; certain operations of vessels prohibited; prohibition by local regulation of water safety; granting rule making authority to Director of Conservation with limitations as set out in this act; the establishment of license fees on vessels and providing penalties for violation of the provisions of this act; providing for an appropriation of \$32,500.00 to the Department of Conservation for the administration of the provisions of this Act and for the transfer of certain monies to the Administrative Division of the Department of Conservation: to provide for the appointment of special agents to sell boat licenses: to repeal all laws in conflict with the provisions of this Act.", as heretofore amended, so as to increase the boat registration fees of Classes I through V, and increase issuance fees on all certificates.

Also:

H. 508. To further amend Act No. 638, S. 137, Regular Session of the Legislature of 1953 (Acts of 1953, p. 895), as amendment by Act No. 248, H. 41, approved May 5, 1965 (Acts of Alabama of 1965, Spec. Session, p. 363) providing that the Alabama Agricultural and Industrial Exhibit Commission shall provide and pay for agricultural premiums at the annual fair held by the South Alabama State Fair Association; to provide the amount to be paid for such premiums by amending Section 11 of said Act, as amended.

Also:

H. 127. Proposing a constitutional amendment relating to the mileage allowance provided members of the legislature.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House bill and returns same herewith to the House:

H. 875. To raise revenue by levying an excise and privilege tax on every person engaged in the severance of coal from the soil in this state; to provide for the collection, payment and administration of such tax; to provide for the use of the proceeds of such tax; to provide for refunds of excess taxes; to provide for penalties for violation of the provisions of this Act; and to provide for eventual termination of such tax.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the House concurred in and adopted the Senate amendments to the bill, H. 875, said Senate amendments being as follows:

The words "15¢ per ton of coal severed" on Line 5 of Section 2 on page 2 of House Bill 875 are deleted and in lieu thereof there is hereby substituted the words "13.5¢ per ton of coal severed".

Amend House Bill 875 as follows:

Delete Section 5 and insert in lieu thereof the following:

Section 5. Use of Proceeds. The entire proceeds from the privilege or license tax levied by Section 2 hereof shall be deposited in the State Treasury to the credit of The Alabama State Docks Bulk Handling Facility Trust Fund. The proceeds from the special handling charge provided for by H. B. 876, Regular Session 1971, shall be deposited in the State Treasury to the credit of a fund to be created and known as the Special Handling Charge Fund.

(a) The amounts deposited into such funds shall be disbursed and are hereby appropriated to the extent necessary for such purpose, to pay at their respective maturities, or to redeem under the terms thereof, principal of and interest on any revenue bonds that may at any time be issued pursuant to authorization and any statute adopted at the 1971 Regular Session of the Alabama Legislature or at any other legislative session prior thereto for the purpose of constructing any seaport facility; provided that amounts deposited into the Special Handling Charge Fund shall be first expended to the extent necessary, for such purposes before any amounts are drawn from the Alabama State Docks Bulk Handling Facility Trust Fund.

(b) From the balance remaining in the Special Handling Charge Fund during each fiscal year there is hereby appropriated and there shall be paid by the State Treasurer into a reserve fund or funds established for the bonds until there is on deposit, an amount equal to the maximum principal and interest becoming due on the bonds in any one year; to the extent that the balance remaining in the Special Handling Charge Fund is inadequate to fully fund the reserve fund, the reserve fund shall be funded from the Alabama State Docks Bulk Handling Facility Trust Fund.

(c) From the balance thereafter remaining in the Alabama State Docks Bulk Handling Facility Trust Fund during each fiscal year refunds shall be made as provided by Section 6 of this Act; and

(d) The balance, if any, in the Special Handling Charge Fund is hereby appropriated and shall be used by the State Treasurer to, at his discretion, pay principal and interest on the bonds in future years or to redeem portions of the bonds.

Amend House Bill 875 as follows:

Delete the last line of Section 6 on page 4 and insert in lieu thereof the following: coming due on the bonds in any one year, the severance tax proceeds remaining in the Alabama State Docks Bulk Handling Facility Trust Fund.

Also amend Section 6 as follows:

Strike the second paragraph thereof, and substitute therefor the following:

"There shall be refunded to each producer an amount equal to the product of the available proceeds and a fraction of which the numerator is the total taxes paid by such producer during such fiscal year on severed coal and the denominator of which is the total taxes paid pursuant to this Act by all producers during such fiscal year on severed coal; provided that no taxpayer shall receive a refund exceeding the amount of tax paid pursuant to this Act by such taxpayer for such fiscal year on severed coal."

AMEND H. B. 875, by inserting the following:

Section 9 A. No political subdivision of the State of Alabama, including counties, cities, special taxing districts, or other taxing instrumentalities shall levy a tax upon the excise or privilege of severing coal in Alabama. It is the intent hereof, that all taxing authority upon the excise or privilege of severing coal as is granted in Section 2 of this Act shall inure to the State of Alabama exclusively.

Amend Section 12 of HB 875 by striking Section 12 in its entirety and substituting the following:

"This Act shall become effective on the first day of the second month following its passage and approval by the Governor, or upon its otherwise becoming a law."

Yeas 69; Nays 4.

Yeas:

Mr. Speaker	Crawford	Hobbie	Roberts
Adams	Cross	Jackson	Robertson
Adwell	Crowe	King	St. John
Baker	Doss	Kinsey	Snell
Bank	Downing	Lutz	Stewart
Barkett	Drake	McCluskey	Stokes
Bassett	Easters	McDonald	Straiton
Benton	Edwards	Manley	Stubbs
Boutwell	Erdreich	Merrill	Taylor
Brassell	Goodwin	Naramore	Therrell
Callahan	Grainger	Nettles	Turner
Carnes	Gray (F)	O'Daniel	Turnham
Carter	Grey (D)	Perloff	Waldrop
Cauthen	Hale	Pruitt	Wallace
Chesnut	Hardin	Reed (T)	Wise
Collins	Harris	Reid (R)	Wood
Connell	Hearn	Reynolds	Wynot
Cottingham			

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Nays:

Messrs.:	Ellis	Fite	Timmons
Dill			

—4

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House bill and returns same herewith to the House:

H. 876. To amend the title to and Sections 4, 5 and 8 of Act No. 64, S. 63, Special Session of 1971, approved April 29, 1971, entitled, "An Act to authorize Alabama State Docks Department, with the approval of the Governor, to sell and issue from time to time not exceeding \$15,000,000 principal amount of revenue bonds for the purpose of the construction, improvement and equipment of additional seaport facilities at the Port of Mobile for the handling and storage of coal, coke, or any other materials in bulk or containers, or any other method of shipment, to authorize the Department to make temporary loans by the sale and issuance of its bond anticipation notes and to pay such notes and the interest thereon out of proceeds from the sale of the bonds herein authorized; to provide for the details of the bonds and notes issued hereunder, the execution thereof, the method of sale thereof, and the application of the proceeds from the sale thereof; to provide that bonds and notes issued hereunder shall not be or constitute a debt of the State of Alabama, shall not pledge the faith or credit of the State of Alabama, and shall be limited obligations payable solely out of revenues of the said Department derived from the facilities constructed with the proceeds of the said notes and bonds, except that the notes shall also be payable out of the proceeds from the sale of the bonds; to provide for and authorize the pledge of the gross revenues of the said facilities for payment of the said principal and interest and that such pledge will constitute the first charge on the revenues so pledged; to authorize the publication of notice of the adoption of an order authorizing the issuance of bonds hereunder and limiting the time within which any action may be brought to set aside or contest the validity of any such bonds or any proceedings authorizing or any pledge or instrument securing, the said bonds; to provide that all bonds and notes issued hereunder and the income therefrom shall be exempt from all taxation; and to provide that bonds and notes issued hereunder shall be deemed negotiable instruments, and may be used to secure deposits or funds of the State of Alabama or of any instrumentality or agency of the State, and shall be lawful for the investment of fiduciary funds; to authorize the investment of proceeds of the bonds and the notes not presently needed for the purposes for which they are issued; and to provide that the provisions of this Act shall be severable and any portion hereof that may be held invalid shall not affect the remaining portions," so as to include in the revenues pledged to the retirement of the said bonds and notes the proceeds from a coal severance tax and to restrict the monies pledged from the revenues of the Alabama State Docks facility itself to the proceeds from a certain handling charge authorized for this express purpose, and to authorize the Alabama State Docks Department to impose and collect a special handling charge on coal.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the House concurred in and adopted the Senate amendment to the bill, H. 876, said Senate amendment being as follows:

AMENDMENT TO H.B. 876

Amend House Bill 876 as follows:

Amend Section 3 of House Bill 876 so as to read as follows:

"Section 5 of Said Act No. 64 is hereby amended to read as follows:

"Section 5. Details Respecting Bonds. The bonds may be issued in one or more series, shall be in such forms and denominations and of such tenor, shall mature in annual installments the first of which shall mature not later than one (1) year after the estimated date for the completion of the seaport facility financed thereby and the last of which shall mature not later than twenty (20) years from their respective dates, shall bear such rate or rates of interest payable and evidenced in such manner, all as may be provided in the order or orders of the Director in which any of the bonds are authorized to be issued; provided, that no such order shall be valid without the written approval of the Governor. The said order or orders may provide for any or all of the following: the use and disposition of the revenues of the Department derived from the seaport facilities constructed with the proceeds of the bonds and the notes funded thereby; the setting aside of reserves for the bonds; the disposition and administration of any such revenues and reserves; limitations on the purpose or purposes to which the proceeds of sale of any of the bonds may be applied; the procedure, if any, by which the terms of any contract with the holders of any such bonds may be amended or abrogated; the amount of bonds the holders of which must consent to such amendment or abrogation; the manner in which such consent may be given; and any other provisions not inconsistent with this Act. In addition to all other handling charges, wharfage fees and other fees, the Department is authorized and directed to collect a special handling charge of twenty-five cents (25¢) per ton on coal handled by the seaport facility, and the proceeds thereof as long as any bonds issued pursuant to this Act remain outstanding shall be deposited into an account to be established and known as the Alabama State Docks Bulk Handling Facility Trust Fund for the payment of the principal and interest on the bonds and notes, including reserves therefor; provided, however, that upon retirement of the bonds said special handling charge shall terminate. The said bond order shall provide for the manner and details of the collection of the special handling charge. The Department shall have the power to prescribe, in the order under which the first series of the bonds are issued, the terms and conditions under which the bonds may thereafter be issued for the purposes described in Section 3 of this Act. The Department may at its election retain in the order or orders under which any of the bonds are issued an option to redeem all or any thereof at such redemption price or prices and after such notice or notices and on such terms and conditions as may be set forth in such order or orders and as may be briefly recited in the face of the bonds with respect to which such option of redemption is retained. Any of the bonds having stated maturities more than ten years after the date thereof shall be made subject to redemption at the option of the Department not later than the end of the tenth year after the date thereof and on any interest payment date thereafter, under such terms and conditions as may be provided in the order or orders authorizing the issuance of such bonds. The redemption price or prices of bonds shall not exceed the face amount thereof plus a premium which shall not exceed twelve (12) months' interest thereon."

Yeas 73; Nays 4.

Yeas:

Mr. Speaker	Bank	Boutwell	Carnes
Adams	Barkett	Bowers	Carter
Adwell	Bassett	Brassell	Casey
Baker	Benton	Callahan	Cauthen

Chesnut	Grey (D)	Merrill	Stewart
Collins	Hardin	Naramore	Stokes
Coshatt	Harris	Nettles	Straiton
Cottingham	Hearn	O'Daniel	Stubbs
Crawford	Hobbie	Owens	Taylor
Cross	Jackson	Parker (T)	Therrell
Crowe	Jones (F)	Perloff	Turner
Doss	King	Pruitt	Turnham
Downing	Kinsey	Reid (R)	Waldrop
Drake	Lang	Reynolds	Wallace
Easters	Lutz	Roberts	Williams
Edwards	McCluskey	Robertson	Wise
Ellis	McDonald	Smith (P)	Wood
Goodwin	Manley	Snell	Wynot
Grainger			

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Nays:

Messrs.:	Erdreich	Fite	Timmons
Dill			

—4

And the bill, H. 876, as amended by the Senate amendment was again read at length and passed.

Yeas 68; Nays 7.

Yeas:

Mr. Speaker	Coshatt	Jackson	Reynolds
Adwell	Cottingham	Jones (F)	Roberts
Baker	Cross	King	Robertson
Bank	Crowe	Kinsey	Smith (P)
Barkett	Doss	Lutz	Snell
Bassett	Downing	McCluskey	Stewart
Benton	Drake	McCorquodale	Stokes
Boutwell	Easters	McDonald	Straiton
Bowers	Edwards	Manley	Stubbs
Brassell	Ellis	Merrill	Taylor
Callahan	Goodwin	Naramore	Therrell
Carter	Grainger	Nettles	Turner
Casey	Grey (D)	Owens	Turnham
Cauthen	Hardin	Parker (T)	Wallace
Chesnut	Harris	Perloff	Williams
Collins	Hearn	Pruitt	Wise
Connell	Hobbie	Reid (R)	Wood

—68

Nays:

Messrs.:	Dill	Fite	Waldrop
Carnes	Erdreich	Timmons	Wynot

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RESOLUTION

The following resolution was introduced:

By Mr. Agee:

H. J. R. 249. DEATH OF POLICEMAN RALEIGH CLARK MOURNED.

WHEREAS this legislature was shocked to learn of the untimely and tragic death of Raleigh Clark, who was killed in the line of duty as a police officer for the City of Millry, Alabama; and

WHEREAS the State of Alabama suffered a great loss in the death of officer Clark, who was a model example of the fine type of policeman that serve this state so well; and

WHEREAS this legislature is also grieved to learn that the Clarks were expecting their first child, which even adds despair to the already tragic situation and we ask God's strength for Mrs. Clark in her most trying time; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we mourn the death of officer Raleigh Clark and extend our sincere sympathy to his widow and family; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Mrs. Clark and members of the Clark family.

On motion of Mr. Agee, the rules were suspended and the resolution was adopted.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 137. Relating to domestic relations, particularly to marriage and divorce; prescribing the style of proceedings relative to domestic relations; prescribing the effect of a divorce decree; and providing for an additional ground of divorce by amending Code of Alabama 1940, Title 34, Section 20.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1801. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

Mr. St. John moved that the House non-concur in the Senate amendments to the bill, H. 1801, said Senate amendments being as follows, and requested a Committee of Conference.

A BILL
TO BE ENTITLED
AN ACT

To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

Be It Enacted by the Legislature of Alabama:

Section 1. That, for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable to the appropriations herein made: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill, work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases, and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rents and items of general expense not defined as "equipment purchases" and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment and other equipment which have an appreciable and calculable period of usefulness in excess of one year; (d) "automotive equipment purchases" shall mean those items of motor vehicle equipment only and the money appropriated therefor shall be expended only for such purposes.

Section 2. There is hereby appropriated for the ordinary expenses of the executive, legislative, and judicial departments of the State, for the interest on the public debt, and for the public schools for each of the two fiscal years ending respectively September 30, 1972, and September 30, 1973, to be paid out of any moneys in the State Treasury not otherwise appropriated, the several sums of money hereinafter specified, from such other funds and accounts as may be designated, or so much thereof as may be necessary, and the total amount to be expended for the items for which the appropriation is herein made shall not exceed the amount provided therefor and the amounts herein appropriated for "equipment purchases" and "automotive equipment purchases" shall not be increased by the expenditure of any revenue derived from the sale, trade-in or exchange of the items of personal property described in Section 1 (c) and (d) hereof. Provided, however, that if at the end of any fiscal year, a pay period which has been or may be established by the Legislature providing for the payment of salaries of State employees overlaps from one fiscal year into the next fiscal year, payment for the total pay period shall be made from the new fiscal year's appropriation.

FROM THE GENERAL FUND

I. LEGISLATIVE:

(1) For the salaries of the Clerk of the House and the Secretary of the Senate and for other salaries and other expenses and for the salaries and expenses of the Legislature for the fiscal year ending September 30, 1972		\$1,750,000.00
For the fiscal year ending September 30, 1973		2,000,000.00
(2) For the printing of Legislative Acts and Journals:		
For the fiscal year ending September 30, 1972, estimated		150,000.00
For the fiscal year ending September 30, 1973, estimated		50,000.00
(3) For Legislative Council expenses ..		25,000.00
(4) LEGISLATIVE REFERENCE SERVICE:		
For the fiscal year ending September 30, 1972:		
For salary of the Director	20,000.00	
For other salaries	115,500.00	
For other expenses	9,000.00	
For equipment purchases	2,500.00	
For automotive equipment purchases	3,500.00	
Total		150,500.00
For the fiscal year ending September 30, 1973:		
For salary of the Director	20,000.00	
For other salaries	105,000.00	
For other expenses	8,000.00	
For equipment purchases	1,000.00	
Total		134,000.00
Commission on Intergovernmental Cooperation:		
For salaries	1,890.00	
For other expenses	3,200.00	
Total		5,090.00
Code Revision:		
For salaries and expenses, Estimated		10,000.00

(5) DEPARTMENT OF EXAMINERS OF PUBLIC ACCOUNTS:

For the fiscal year ending September 30, 1972:

For the salary of the Chief Examiner	19,800.00
For the salary of the Assistant Chief Examiner	18,800.00
For other salaries	1,207,500.00
For other expenses	325,000.00
For equipment purchases	4,000.00
For automotive equipment purchases	4,000.00

Total	1,579,100.00
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For fiscal year ending September 30, 1973:

For the salary of the Chief Examiner	19,800.00
For the salary of the Assistant Chief Examiner	18,800.00
For other salaries	1,181,250.00
For other expenses	325,000.00
For equipment purchases	4,000.00

Total	1,548,850.00
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II. JUDICIAL:

(1) THE SUPREME COURT:

For the fiscal year ending September 30, 1972:

For the salaries of the Chief Justice and eight Associate Justices	202,500.00
For the salary of the Clerk of the Court, Estimated	19,561.50
For the salary of the Court Reporter, Estimated	17,860.50
For salaries of the Law Clerks, Estimated	75,600.00
For other salaries	278,780.00
For other expenses	23,000.00
For printing the Alabama Reports, Estimated	7,800.00
For equipment purchases	5,000.00
For a Consultant Study (to match Federal Funds)	1,500.00
For Judicial Conference	7,500.00
For Judicial Education	2,500.00

Total	641,602.00
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For the fiscal year ending September 30, 1973:

For the salaries of the Chief Justice and eight Associate Justices	202,500.00
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For the salary of the Clerk of the Court, Estimated	18,837.00	
For the salary of the Court Reporter, Estimated	17,199.00	
For salaries of Law Clerks, Estimated	75,600.00	
For other salaries	268,342.00	
For other expenses	23,000.00	
For printing the Alabama Reports, Estimated	7,800.00	
For equipment purchases	5,000.00	
For a consultant study (to match Federal Funds)	1,500.00	
For a Judicial Conference	7,500.00	
For Judicial Education	2,500.00	
Total		629,778.00
 For the Supreme Court Library Fund		 50,000.00
 (2) COURT OF CRIMINAL APPEALS:		
For the fiscal year ending September 30, 1972:		
For salaries of the three Judges	66,000.00	
For other salaries	115,664.00	
For other expenses	8,000.00	
For equipment purchases	1,000.00	
For printing Appellate Court Reports, Estimated	6,000.00	
Total		196,664.00
 For the fiscal year ending September 30, 1973:		
For salaries of the three Judges	66,000.00	
For other salaries	112,360.00	
For other expenses	8,000.00	
For equipment purchases	1,000.00	
For printing Appellate Court Reports, Estimated	6,000.00	
Total		193,360.00
 (3) COURT OF CIVIL APPEALS:		
For the fiscal year ending September 30, 1972:		
For salaries of three Judges	66,000.00	
For other salaries	87,144.00	
For other expenses	10,000.00	
For equipment and book purchases	1,000.00	
For printing Appellate Court Reports, Estimated	4,500.00	
Total		168,644.00

For the fiscal year ending September 30, 1973:

For salaries of three Judges	66,000.00
For other salaries	84,896.00
For other expenses	10,000.00
For equipment and book purchases	1,000.00
For printing Appellate Court Reports, Estimated	4,500.00

Total	166,396.00
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(4) THE CIRCUIT COURTS:

For the salaries of the judges of the Circuit Courts, estimated ..	1,530,000.00
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For travel expenses of circuit judges, estimated	17,500.00
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For College and Trial Judges as provided in Act No. 730, 1967 Regular Session	9,000.00
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For telephone service, stationery, stamps, and necessary office supplies for the office use of circuit judges (Provided, however, that none of this appropriation shall be expended for books and equipment purchases.)	30,000.00
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For the salaries and travel expenses of special judges, estimated	13,500.00
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For salaries of District Attorneys, Estimated	675,000.00
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For salary of the elected Deputy District Attorney of the Bessemer Division of the 10th Judicial Circuit	8,500.00
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For the salary of the appointed Assistant Deputy District Attorney of the Bessemer Division of the 10th Judicial Circuit	3,600.00
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For the salary of the First Deputy District Attorney of the Birmingham Division of the 10th Judicial Circuit	5,700.00
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For the salaries of the Second and Third Deputy District Attorneys of the Birmingham Division of the 10th Judicial Circuit	10,000.00
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For the salaries of the Fourth, Fifth, Sixth, Seventh and Eighth Deputy District Attorneys of the Birmingham Division of the 10th Judicial Circuit; \$4,000.00 each	20,000.00
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For the salary of the Deputy District Attorney of the 4th Judicial Circuit, Estimated	17,000.00	
For the salaries of the Deputy District Attorney of the 6th Judicial Circuit	6,750.00	
For the salary of the Deputy District Attorney of the 7th Judicial Circuit	6,900.00	
For the salary of the Deputy District Attorney of the 8th Judicial Circuit	6,900.00	
For the salaries of the Deputy District Attorneys of the 13th Judicial Circuit, Estimated	35,800.00	
For the salaries of the Deputy District Attorneys of the 15th Judicial Circuit	13,200.00	
For the salaries of the Deputy District Attorneys of the 16th Judicial Circuit	6,000.00	
For the salaries of the Deputy District Attorneys of the 23rd Judicial Circuit	16,800.00	
For the salary of the Deputy District Attorney of the 29th Judicial Circuit	7,200.00	
For the travel expenses of District Attorneys, estimated	18,000.00	
For the salary of the stenographic secretary of the 6th Judicial Circuit	1,200.00	
For telephone service, stationery, stamps, and necessary office supplies for the office use of District Attorneys, deputy District Attorneys or Assistants	30,000.00	
(Provided, however, that none of this appropriation shall be expended for books and equipment purchases.)		
For the salaries of Public Defenders as provided by Act No. 1158, 1969 Regular Session	17,000.00	
Total		905,550.00
For salary of supernumerary District Attorneys, estimated		78,400.00
For expenses of supernumerary District Attorneys, estimated		2,600.00

(5) COURT REPORTERS:

For the compensation of the circuit court reporters, estimated ____	350,000.00
For the compensation of the supernumerary circuit court reporters, estimated _____	70,000.00

(6) SUPERNUMERARY JUDGES:

For salaries of supernumerary judges and justices, estimated ____	120,000.00
For expenses of supernumerary judges and justices, estimated ____	5,000.00

III. EXECUTIVE:

A. DEPARTMENTS, BOARDS, BUREAUS, AGENCIES AND COMMISSIONS:

(1) THE GOVERNOR'S OFFICE:

For the fiscal year ending September 30, 1972:

For salary of the Governor _____	25,000.00	
For salary of the Executive Secretary _____	19,800.00	
For salary of the Legal Advisor ____	19,800.00	
For salary of the Press Secretary____	19,800.00	
For salary of the Confidential Assistant _____	19,800.00	
For other salaries _____	109,997.00	
For other expenses _____	89,500.00	
For equipment purchases _____	5,000.00	
For automotive equipment purchases _____	7,500.00	
Total _____		316,197.00

For the fiscal year ending September 30, 1973:

For the salary of the Governor ____		25,000.00
For the salary of the Executive Secretary _____	19,800.00	
For the salary of the Legal Advisor _____	19,800.00	
For the salary of the Press Secretary _____	19,800.00	
For the salary of the Confidential Assistant _____		19,800.00
For other salaries _____	109,997.00	
For other expenses _____	90,000.00	
For printing of Governor's State Budget, estimated _____	20,000.00	
For equipment purchases _____	3,000.00	
For automotive equipment purchases _____	7,500.00	
Total _____		334,697.00

(2) For the Governor's Emergency Fund, to be expended at the direction of the Governor	45,000.00
For the Governor's Controlled Contingency Fund	45,000.00
For Governor's Office—Consumer Agency, For salaries, other expenses, and equipment purchases	150,000.00
(3) For the Mansion Fund	25,000.00
For the Governor's Mansion at Gulf Shores	5,000.00
(4) STATE BOARD OF ADJUSTMENT:	
(a) For expenditures by the Board payable from General Fund for the General Fund Contribution to the total expenditure of \$200,000 pursuant to Title 55, Section 343	15,000.00
(b) For expenditures by the Board payable from General Fund under the provisions of Act 208 Special Session 1966 and Act 436 Regular Session 1967, estimated	100,000.00
(5) COMMISSION ON AGING:	
For transfer to the Commission on Aging	52,500.00
(6) DEPARTMENT OF ARCHIVES AND HISTORY:	
For the fiscal year ending September 30, 1972:	
For the salary of the Director	16,800.00
For other salaries	152,515.00
For other expenses	30,000.00
For equipment purchases	2,000.00
For expenses of printing of the Alabama Historical Quarterly.	7,000.00
For printing Statistical Register.	7,000.00
Total	215,315.00
For the fiscal year ending September 30, 1973:	
For the salary of the Director	16,800.00
For other salaries	141,750.00
For other expenses	30,000.00

For equipment purchases	2,000.00	
For printing Historical Quarterly	7,000.00	
Total		197,550.00
(7) ALABAMA COUNCIL ON THE ARTS:		
For transfer to the Council on the Arts		125,000.00
(8) OFFICE OF THE ATTORNEY GENERAL:		
For the fiscal year ending September 30, 1972:		
For the salary of the Attorney General	22,500.00	
For the salary of the Deputy Attorney General	21,500.00	
For the salary of the Executive Assistant, Estimated	19,561.50	
For other salaries	556,500.00	
For other expenses	119,438.50	
For equipment purchases	2,000.00	
For automotive equipment purchases	15,000.00	
For special investigation as provided by Act No. 1080, 1969 Regular Session	10,000.00	
Total		766,500.00
For the fiscal year ending September 30, 1973:		
For the salary of the Attorney General	22,500.00	
For the salary of the Deputy Attorney General	21,500.00	
For the salary of the Executive Assistant, Estimated	18,837.00	
For other salaries	556,500.00	
For other expenses	120,163.00	
For equipment purchases	2,000.00	
For special investigation as provided by Act No. 1080, 1969 Regular Session	10,000.00	
Total		751,500.00
(9) OFFICE OF THE STATE AUDITOR:		
For the fiscal year ending September 30, 1972:		
For the salary of the State Auditor	20,000.00	

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For other salaries	120,290.00	
For other expenses	4,000.00	
For equipment purchases	1,000.00	
For automotive equipment purchases	3,500.00	
Total		148,790.00

For fiscal year ending September 30, 1973:		
For salary of the State Auditor	20,000.00	
For other salaries	121,797.00	
For other expenses	4,000.00	
For equipment purchases	1,000.00	
Total		146,797.00

(10) OFFICE OF THE STATE AUDITOR—PROPERTY INVENTORY:

For the fiscal year ending September 30, 1972:		
For salaries	31,779.00	
For other expenses	3,750.00	
For equipment purchases	750.00	
Total		396,279.00

For the fiscal year ending September 30, 1973:		
For salaries	31,626.00	
For other expenses	3,750.00	
For equipment purchases	750.00	
Total		36,126.00

(11) STATE BANKING DEPARTMENT:

For transfer to the State Banking Department:		
For the fiscal year ending September 30, 1972		118,888.00
For the fiscal year ending September 30, 1973		151,175.00

(12) BANKING DEPARTMENT—BUREAU OF LOANS:

For transfer to the State Banking Department:		
For the fiscal year ending September 30, 1972		55,014.00
For the fiscal year ending September 30, 1973		61,475.00

(13) BOARD OF EXAMINERS OF
BASIC SCIENCE:

For salaries	3,780.00	
For other expense	1,400.00	
Total		5,180.00

(14) BUILDING COMMISSION:

For salaries, other expenses, equipment purchases and auto- motive equipment purchases ..	125,000.00
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(15) CAHABA HISTORICAL COM-
MISSION:

To provide for the expenditures authorized by Act No. 486, 1943 Acts, page 449 and an additional amount—Total	6,000.00
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(16) DEPARTMENT OF CIVIL DE-
FENSE:

For the fiscal year ending Septem- ber 30, 1972:		
For the salary of the Director	16,200.00	
For other salaries	107,100.00	
For other expenses	38,500.00	
For equipment purchases	1,000.00	
For automotive equipment pur- chases	3,500.00	
Total		166,300.00

For the fiscal year ending Septem- ber 30, 1973:		
For the salary of the Director	16,200.00	
For other salaries	94,500.00	
For other expenses	38,500.00	
For equipment purchases	500.00	
For automotive equipment pur- chases	3,500.00	
Total		153,200.00

(17) ALABAMA DEVELOPMENT
OFFICE:

For transfer to Alabama Develop- ment Office for operations:		
For the fiscal year ending Septem- ber 30, 1972:	1,282,307.73	
For the fiscal year ending Septem- ber 30, 1973	1,109,300.00	

(18) STATE EMPLOYEES INSURANCE BOARD:

For the fiscal year ending September 30, 1972:

For salaries	31,323.00
For other expenses	5,500.00
For equipment purchases	250.00

Total	37,073.00
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For the fiscal year ending September 30, 1973:

For salaries	31,101.00
For other expenses	5,500.00
For equipment purchases	250.00

Total	36,851.00
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(19) FARMERS MARKET AUTHORITY:

For transfer to Farmers Market Authority for the operation of the Farmers Market Authority:

For the fiscal year ending September 30, 1972 49,725.00

For the fiscal year ending September 30, 1973 45,353.00

(20) DEPARTMENT OF FINANCE:

(a) Director's Office:

For the fiscal year ending September 30, 1972:

For the salary of the Director 19,800.00

For salary of the Assistant Director 18,800.00

For other salaries 29,612.00

For other expenses 7,000.00

Total	75,212.00
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For the fiscal year ending September 30, 1973:

For the salary of the Director 19,800.00

For the salary of the Assistant Director 18,800.00

For other salaries 28,515.00

For other expenses 7,000.00

Total	74,115.00
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(b) Division of the Budget:

For the fiscal year ending September 30, 1972:

For salary of the Budget Officer 17,500.00

For other salaries	69,571.00	
For other expenses	5,500.00	
For equipment purchases	500.00	
Total		93,071.00

For the fiscal year ending September 30, 1973:		
For salary of the Budget Of- ficer	17,500.00	
For other salaries	66,995.00	
For other expenses	6,500.00	
For equipment purchases	500.00	
Total		91,495.00

(c) Division of Control and Accounts:

For the fiscal year ending September 30, 1972:		
For salary of the State Comptroller, Estimated	17,860.00	
For other salaries	278,190.00	
For other expenses	142,450.00	
For equipment purchases	5,000.00	
Total		443,500.00

For the fiscal year ending September 30, 1973:		
For salary of the State Comptroller, Estimated	17,199.00	
For other salaries	269,755.00	
For other expenses	149,000.00	
For equipment purchases	5,000.00	
Total		440,954.00

(d) Legal Division:

For the fiscal year ending September 30, 1972:		
For salary of the Chief of the Division, Estimated	17,847.00	
For other salaries	17,577.00	
For other expenses	6,000.00	
For equipment purchases	750.00	
Total		42,174.00

For the fiscal year ending September 30, 1973:		
For salary of the Chief of the Division, Estimated	17,199.00	
For other salaries	16,926.00	
For other expenses	6,000.00	
For equipment purchases	450.00	
Total		40,575.00

(e) For Computer Consolidation and Copy Center Operation		10,000.00
(f) Division of Purchases and Stores:		
For the fiscal year ending September 30, 1972:		
For salaries	214,365.00	
For other expenses	22,500.00	
For equipment purchases	5,000.00	
Total		241,865.00
For the fiscal year ending September 30, 1973:		
For salaries	211,136.00	
For other expenses	22,500.00	
For equipment purchases	2,000.00	
Total		235,636.00
(g) Division of Service:		
For the fiscal year ending September 30, 1972:		
For salaries	630,000.00	
For other expenses	255,000.00	
For equipment purchases	7,000.00	
For automotive equipment purchases	3,500.00	
Total		895,500.00
For the fiscal year ending September 30, 1973:		
For salaries	603,750.00	
For other expenses	225,000.00	
For equipment purchases	5,000.00	
For automotive equipment purchases	4,000.00	
Total		837,750.00
(h) For equipment purchases in the State Offices for the Executive, Administrative and Judicial Department ..		10,000.00
(21) GORGAS MEMORIAL BOARD:		
To provide for the appropriation authorized by Act No. 417, 1943 Acts, page 383, and an additional amount—Total		9,500.00
(22) HALL OF FAME BOARD:		
For payment of expenses of the Board		750.00

(23) DEPARTMENT OF HEALTH:

(a) For Air Pollution Commission:	
For salaries, other expenses, equipment purchases and automotive equipment purchases:	
For the fiscal year ending September 30, 1972	219,800.00
For the fiscal year ending September 30, 1973	218,200.00
(To be expended in accordance with Act No. 1135, 1969 Regular Session)	
(b) For study, care and treatment of cancer	140,000.00
(c) For County Health Work:	
For transfer to the County Health Work account	425,000.00
(d) For Dental Program:	
For salaries, other expenses and county clinics:	
For the fiscal year ending September 30, 1972	97,571.00
For the fiscal year ending September 30, 1973	96,498.00
(e) For General Health:	
For salaries, other expenses and equipment purchases	1,305,000.00
(This appropriation includes the operations of the Branch Laboratories in Birmingham and Mobile.)	
(f) For Health Facilities Construction:	
For salaries and other expenses	
For the fiscal year ending September 30, 1972	43,753.00
For the fiscal year ending September 30, 1973	43,333.00
(g) For Hospital Care of the indigent:	
For transfer to the Hospital Care of the Indigent Account	200,000.00
(h) Hospital Licensing:	
For transfer to the Hospital Licensing Account	21,500.00

(i) Medicaid: For transfer to Medicaid Account	22,000,000.00
(j) For Preventable Diseases: For the purchase of vaccines and drugs	75,000.00
(k) For Radiation Control: For salaries, other expenses and equipment purchases ..	71,500.00
(l) For Tuberculosis Testing: For salaries, other expenses, equipment purchases, and for clinician and radiologist fees	154,300.00
(m) For Tuberculosis and Chronic Lung Disorders Treatment: For the care and treatment of patients with tuberculosis and Chronic Lung Disorders in the several Tuberculosis Hospitals in the State and for administrative cost not to exceed \$276.00 per licensed bed as provided in Act No. 272, 1966 Special Session. Provided, however, that not more than 5% of this appropriation may be used for the treatment of disease other than tuberculosis:	
For the fiscal year ending September 30, 1972	3,105,687.00
For the fiscal year ending September 30, 1973	3,097,531.00
(n) For Venereal Disease Control: For salaries and other expenses	77,600.00
(o) Water Improvement Commission: For salaries, other expenses, equipment purchases, automotive equipment purchases and contracts for stream studies:	
For fiscal year ending September 30, 1972	231,921.00
For fiscal year ending September 30, 1973	233,919.00

(24) OFFICE OF HIGHWAY AND
TRAFFIC SAFETY:

For transfer to Office of Highway and Traffic Safety	75,000.00
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(25) ALABAMA HISTORICAL
COMMISSION:

For transfer to Alabama His- torical Commission for opera- tions	78,150.00
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(26) RICHMOND PEARSON HOB-
SON MEMORIAL BOARD:

To provide the appropriation au- thorized by Act No. 536, 1943 Acts, page 510 and an addition- al amount—Total	9,500.00
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(27) DEPARTMENT OF INDUS-
TRIAL RELATIONS:

For the fiscal year ending Septem- ber 30, 1972:	
For salaries	304,500.00
For other expenses	60,000.00
For equipment purchases	2,000.00
For automotive equipment pur- chases	7,000.00
Total	373,500.00

For the fiscal year ending Septem- ber 30, 1973:	
For salaries	288,750.00
For other expenses	60,000.00
For equipment purchases	1,000.00
For automotive equipment pur- chases	3,500.00
Total	353,250.00

(28) DEPARTMENT OF INSUR-
ANCE:

For the fiscal year ending Septem- ber 30, 1972:	
For salary of the Director	19,000.00
For other salaries	352,800.00
For other expenses	110,000.00
For equipment purchases	1,000.00
For automotive equipment pur- chases	3,700.00
Total	486,500.00

For the fiscal year ending September 30, 1973:		
For salary of the Director	19,000.00	
For other salaries	336,000.00	
For other expenses	110,000.00	
For equipment purchases	1,000.00	
Total		466,000.00
(29) STATE LABOR DEPARTMENT		
For the fiscal year ending September 30, 1972:		
For salary of the Director	19,000.00	
For other salaries	89,250.00	
For other expenses	25,000.00	
For equipment purchases	1,000.00	
For automotive equipment purchases	4,500.00	
Total		138,750.00
For the fiscal year ending September 30, 1973:		
For salary of the Director	19,000.00	
For other salaries	84,000.00	
For other expenses	25,000.00	
Total		128,000.00
(30) LAGRANGE HISTORICAL COMMISSION:		
To provide the appropriation and for the expenditures authorized by Act No. 551, 1943 Acts, Page 540		2,000.00
(31) LIVESTOCK COLISEUM:		
For transfer to the Livestock Coliseum Fund for the operation of the Livestock Coliseum:		
For the fiscal year ending September 30, 1972		53,300.00
For the fiscal year ending September 30, 1973		56,470.00
(32) PUBLIC LIBRARY SERVICE DIVISION:		
(a) For salaries	78,750.00	
For other expenses	25,000.00	
For Books & Periodicals	96,000.00	
For State aid to county units	47,500.00	
Total		247,250.00
(b) For transfer to Alabama Public Library Service Federal Account—Title II		7,000.00

(33) MILITARY DEPARTMENT:

(a) For operation of the Department:		
For the fiscal year ending September 30, 1972:		
For salary of the Adjutant General		19,800.00
For other salaries		446,250.00
For other expenses		100,000.00
For equipment purchases		5,000.00
For automotive equipment purchases		3,500.00
Total		<hr/> 574,550.00
For the fiscal year ending September 30, 1973:		
For the salary of the Adjutant General		19,800.00
For other salaries		420,000.00
For other expenses		100,000.00
For equipment purchases		5,000.00
For automotive equipment purchases		3,500.00
Total		<hr/> 548,300.00
(b) For Quarterly Allowances		298,000.00
Provided that not more than \$5,000.00 may be allotted in any fiscal year for the Headquarters, Alabama National Guard and not more than \$1,500.00 may be allotted in any fiscal year for the Division Headquarters.		
(c) For Active Military Service —Active National Guard		72,000.00
(d) For transfer to the Armory Commission—For care and maintenance of armories		712,500.00

(34) UNIVERSITY OF ALABAMA —MUSEUM FUND:

For operation and maintenance ..	68,000.00
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(35) DEPARTMENT OF PENSIONS AND SECURITY:

For transfer to the Department of Pensions and Security for the support, maintenance and operations of the functions of Pensions and Security	13,000,000.00
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(36) PERSONNEL DEPARTMENT:

For transfer to the Personnel Department for the payment of the State's General Fund share of the cost of operating the Department. For the fiscal year ending September 30, 1972	71,400.00
For the fiscal year ending September 30, 1973	71,905.00

(37) COMMISSION ON PHYSICAL FITNESS:

For the fiscal year ending September 30, 1972:		
For salaries	40,727.00	
For other expenses	10,600.00	
For equipment purchases	800.00	
For automotive equipment purchases	3,500.00	
Total		55,627.00
For the fiscal year ending September 30, 1973:		
For salaries	37,737.00	
For other expenses	10,600.00	
Total		48,337.00

(38) COMMISSION TO PRESERVE THE PEACE:

For salaries	25,515.00	
For other expenses	20,000.00	
For equipment purchases	500.00	
Total		46,015.00

(39) BOARD OF EXAMINERS OF PSYCHOLOGY:

For transfer to Board of Examiners of Psychology for operations	1,600.00
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(40) BUREAU OF PUBLICITY AND INFORMATION:

For the fiscal year ending September 30, 1972:		
For the salary of the Director	18,000.00	
For other salaries	52,500.00	
For other expenses	55,000.00	
For equipment purchases	3,000.00	
For automotive equipment purchases	10,150.00	
For Ava Marie Grotto	2,500.00	

For Mobile Junior Miss Pageant	14,250.00	
For Guntersville Boat Races	9,500.00	
For Blue and Gray Football Game	10,000.00	
For Lake Eufaula Festival	10,000.00	
For Mobile Carnival Association	3,000.00	
Total		187,900.00

For the fiscal year ending September 30, 1973:

For salary of the Director	18,000.00	
For other salaries	52,500.00	
For other expenses	55,000.00	
For equipment purchases	1,000.00	
For Ava Marie Grotto	2,500.00	
For Mobile Junior Miss Pageant	14,250.00	
For Guntersville Boat Races	9,500.00	
For Blue and Gray Football Game	10,000.00	
For Lake Eufaula Festival	10,000.00	
For Mobile Carnival Association	3,000.00	
Total		175,750.00

(41) DEPARTMENT OF PUBLIC SAFETY:

For the fiscal year ending September 30, 1972:

For the salary of the Director	19,800.00	
For other salaries	7,822,500.00	
For other expenses	1,700,000.00	
For Workman's Compensation Insurance, Estimated	141,000.00	
For equipment purchases	114,200.00	
For automotive equipment purchases	800,000.00	
Total		10,597,500.00

For the fiscal year ending September 30, 1973:

For the salary of the Director	19,800.00	
For other salaries	7,665,000.00	
For other expenses	1,700,000.00	
For Workman's Compensation Insurance—Estimated	145,000.00	
For equipment purchases	113,620.00	
For automotive equipment purchases	800,000.00	
Total		10,443,420.00

(42) DEPARTMENT OF REVENUE:

- (a) For transfer to the Department of Revenue for the General Fund share of the

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cost of operating the Department for the fiscal year ending September 30, 1973	894,065.30
For the fiscal year ending September 30, 1973	895,204.85

(b) Boards of Equalization:

For salaries of the members and employees of the county boards of equalization	143,750.00	
For other expenses	4,000.00	
Total		147,750.00

(43) OFFICE OF SECRETARY OF STATE:

(a) For the fiscal year ending September 30, 1972:

For the salary of the Secretary of State	20,000.00	
For other salaries	55,739.00	
For other expenses	11,000.00	
For equipment purchases	500.00	
Total		87,239.00

For the fiscal year ending September 30, 1973:

For the salary of the Secretary of State	20,000.00	
For other salaries	54,804.00	
For other expenses	11,000.00	
For equipment purchases	500.00	
Total		86,304.00

(b) Uniform Commercial Code:
For the fiscal year ending September 30, 1972:

For other salaries	39,404.00	
For other expenses	8,500.00	
For equipment purchases	7,600.00	
Total		55,504.00

For the fiscal year ending September 30, 1973:

For other salaries	39,903.00	
For other expenses	8,500.00	
For equipment purchases	1,800.00	
Total		50,203.00

(44) SECURITIES COMMISSION:

For the fiscal year ending September 30, 1972:

For salaries	79,069.00
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For other expenses	10,000.00	
For equipment purchases	5,000.00	
For automotive equipment purchases	7,500.00	
Total		101,569.00

For the fiscal year ending September 30, 1973:		
For salaries	76,140.00	
For other expenses	10,000.00	
For equipment purchases	1,000.00	
		87,140.00

(45) SOCIAL SECURITY ADMINISTRATION:

For the fiscal year ending September 30, 1972:		
For salaries	93,047.00	
For other expenses	17,500.00	
For equipment purchases	1,000.00	
Total		111,547.00

For the fiscal year ending September 30, 1973:		
For other salaries	91,182.00	
For other expenses	17,500.00	
Total		108,682.00

(46) STATE SOVEREIGNTY COMMISSION:

To carry out the provisions of Act No. 514 of the 1963 Regular Session		65,000.00
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(47) SPORTS HALL OF FAME BOARD:

To carry out the provisions of Act No. 225, 1967 Regular Session		25,000.00
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(48) STATE TOXICOLOGIST:

For the salary of the State Toxicologist	19,800.00	
For other salaries	294,000.00	
For other expenses	45,000.00	
For equipment purchases	9,000.00	
For automotive equipment purchases	3,500.00	
Total		371,300.00

(49) OFFICE OF THE STATE
TREASURER:

For the fiscal year ending September 30, 1972:

For the salary of the State Treasurer	20,000.00	
For other salaries	234,150.00	
For other expenses	62,100.00	
For equipment purchases	5,500.00	
Total		321,750.00

For the fiscal year ending September 30, 1973:

For the salary of the State Treasurer	20,000.00	
For other salaries	249,900.00	
For other expenses	65,000.00	
For equipment purchases	6,500.00	
For automotive equipment purchases	3,700.00	
Total		345,100.00

(50) UNIVERSITY OF ALABAMA—UNIVERSITY HOSPITAL & CLINICS:

For operation and maintenance ..	1,000,000.00
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(51) DEPARTMENT OF VETERANS' AFFAIRS:

For the fiscal year ending September 30, 1972:

For the salary of the Service Commissioner	17,500.00	
For other salaries	835,275.00	
For other expenses	55,000.00	
For equipment purchases	2,000.00	
For automotive equipment purchases	7,000.00	
For contract with Veterans of Foreign Wars Organization ..	22,150.00	
For contract with Disabled American Veterans Organization ..	5,550.00	
Total		944,475.00

For the fiscal year ending September 30, 1973:

For the salary of the Service Commissioner	17,500.00	
For other salaries	835,275.00	
For other expenses	55,000.00	
For equipment purchases	2,000.00	
For automotive equipment purchases	3,500.00	

For contract with Veterans of Foreign Wars Organization	22,150.00	
For contract with Disabled American Veterans Organization	3,550.00	
Total		940,975.00
(52) FIRST WHITE HOUSE OF THE CONFEDERACY:		
For salaries and other expenses		10,000.00
B. DEVELOPMENT AND CONSERVATION OF NATURAL RESOURCES:		
(1) DEPARTMENT OF AGRICULTURE AND INDUSTRIES:		
(a) For transfer to the Agricultural Fund for salaries, other expenses and equipment purchases for the Department of Agriculture and Industries:		
For the fiscal year ending September 30, 1972		2,144,837.00
For the fiscal year ending September 30, 1973		1,988,548.00
(b) For transfer to the Department of Agriculture and Industries to be expended by the Meat and Poultry Inspection Division for salaries, other expenses, equipment purchases and automotive equipment purchases		
		381,000.00
(2) AGRICULTURE CENTER BOARD:		
(a) For transfer to the Agriculture Center Board for salaries and other expenses:		
For the fiscal year ending September 30, 1972		39,621.00
For the fiscal year ending September 30, 1973		38,496.00
(b) For expenses and awarding of prizes as provided by Act No. 1122, 1969 Regular Session		
		90,000.00
(3) DEPARTMENT OF CONSERVATION:		
(a) For transfer to Department of Conservation—State Land Funds—For salaries, other		

expenses, and equipment purchases for the State Lands Division		43,465.00
(b) For transfer to Department of Conservation — State Parks Fund—For salaries, other expenses and equipment purchases for the Division of State Parks: For the fiscal year ending September 30, 1973		1,050,512.18
(4) ALABAMA FORESTRY COMMISSION:		
For transfer to the Alabama Forestry Commission—For salaries, other expenses, equipment purchases and automotive equipment purchases		1,245,825.00
(5) FORT MORGAN HISTORICAL COMMISSION:		
For the fiscal year ending September 30, 1972:		
For salaries	32,162.00	
For other expenses	15,000.00	
For equipment purchases	1,500.00	
For automotive equipment purchases	3,500.00	
Total		52,162.00
For the fiscal year ending September 30, 1973:		
For salaries	32,162.00	
For other expenses	15,000.00	
For equipment purchases	1,500.00	
Total		48,662.00
(6) GEOLOGICAL SURVEY:		
For the fiscal year ending September 30, 1972:		
For the salary of the State Geologist	19,800.00	
For other salaries	315,000.00	
For other expenses	100,000.00	
For equipment purchases	5,000.00	
For automotive equipment purchases	9,000.00	
For matching Federal funds for investigation of the surface water and ground water resources of the State	137,500.00	

For test drilling	20,000.00	
Topographic Mapping	25,000.00	
Total		631,300.00
For the fiscal year ending September 30, 1973:		
For the salary of the State Geologist	19,800.00	
For other salaries	288,750.00	
For other expenses	100,000.00	
For equipment purchases	5,000.00	
For automotive equipment purchases	9,000.00	
For matching Federal funds for investigation of the surface water and ground water resources of the State	137,500.00	
For test drilling	20,000.00	
Topographic Mapping	25,000.00	
Total		605,050.00

(7) OIL AND GAS BOARD:

For the fiscal year ending September 30, 1972:		
For salaries	315,000.00	
For other expenses	80,000.00	
For equipment purchases	4,500.00	
For automotive equipment purchases	10,000.00	
For salaries, other expenses, equipment purchases, and automotive equipment purchases to be allotted upon opening of New Oil and Gas Fields	30,000.00	
Total		439,500.00
For the fiscal year ending September 30, 1973:		
For salaries	315,000.00	
For other expenses	80,000.00	
For equipment purchases	2,000.00	
For salaries, other expenses, equipment purchases and automotive equipment purchases to be allotted upon opening New Oil and Gas Fields	30,000.00	
Total		427,000.00

(8) STATE SOIL CONSERVATION COMMITTEE:

For the fiscal year ending September 30, 1972:	
For salaries	34,615.00

For other expenses	53,500.00	
For automotive equipment purchases	3,500.00	
For Watershed Planning Party and Soil and Water Conservation Districts	75,000.00	
Total		166,615.00
For the fiscal year ending September 30, 1973:		
For salaries	34,725.00	
For other expenses	53,000.00	
For Watershed Planning Party and Soil and Water Conservation District	75,000.00	
Total		162,725.00

(9) WATERSHED CONSERVANCY DISTRICTS:

(1) Bear Creek Watershed Association	31,250.00
(2) Choccolocco Watershed	4,000.00
(3) Crooked Creek Watershed	2,500.00
(4) DeKalb County Watershed	7,000.00
(5) Etowah County Watershed	7,000.00
(6) Ketchepedrakee Watershed	2,500.00
(7) Line Creek Watershed	2,000.00
(8) Tallaseehatchee Watershed	2,500.00
(9) Terrapin Creek Watershed	10,000.00

C. HOSPITAL AND CORRECTIONAL FUNCTIONS:

(1) ARREST OF ABSCONDING FELONS:	
For expenses incident to the arrest of absconding felons, estimated	2,000.00
(2) BOARD OF CORRECTIONS:	
For transfer to Board of Corrections	5,718,000.00
(3) FEEDING OF PRISONERS:	
For expenses of feeding prisoners in county jails, estimated	1,000,000.00
(4) JUVENILE PROBATION OFFICERS:	
Estimated	150,000.00
(To carry out the provisions of Act No. 880, 1965 Reg. Sess.)	
(5) MENTAL HEALTH:	
For transfer to Special Mental Health Fun:	
For the fiscal year ending September 30, 1972	2,000,000.00

For the fiscal year ending September 30, 1973		6,000,000.00
(6) BOARD OF PARDONS AND PAROLES:		
For the fiscal year ending September 30, 1972:		
For salaries of Board Members	45,000.00	
For other salaries	1,115,000.00	
For other expenses	123,000.00	
For equipment purchases	4,000.00	
For automotive equipment purchases	7,000.00	
Total		1,294,000.00
For the fiscal year ending September 30, 1973:		
For salaries of Board Members	45,000.00	
For other salaries	1,115,000.00	
For other expenses	123,000.00	
For equipment purchases	2,500.00	
For automotive equipment purchases	7,000.00	
Total		1,292,500.00
(7) REMOVAL OF PRISONERS:		
For expenses incident to removal of prisoners, estimated		65,000.00
D. DEBT SERVICE:		
(1) For payment of principal and interest due on bonds issued by Alabama State Hospitals and Partlow State School Bond Commission pursuant to Constitutional Amendment No. CXVIII.		
For the fiscal year ending September 30, 1972		271,000.00
For the fiscal year ending September 30, 1973		274,250.00
(2) For payment of principal and interest on bonds issued for hospital construction pursuant to Constitutional Amendment No. CXXI and Constitutional Amendment No. CLVIII:		
For the fiscal year ending September 30, 1972		224,115.00
For the fiscal year ending September 30, 1973		114,620.00
(3) For interest on Spanish American War Veterans Fund, Estimated		294.86

- (4) For the payment of principal and interest due on bonds issued by State Docks—Inland Waterways, pursuant to Constitutional Amendment No. CXVI, Estimated:

For the fiscal year ending September 30, 1972 2,228,008.75

For the fiscal year ending September 30, 1973 2,286,713.75

- (5) For the payment of principal and interest on bonds issued by the State Parks Development Authority pursuant to Constitutional Amendment as provided in Act No. 272, 1967 Regular Session, Estimated:

For the fiscal year ending September 30, 1972 800,000.00

For the fiscal year ending September 30, 1973 750,000.00

- (6) For the payment of principal and interest due on bonds issued for the Space Exhibit Commission pursuant to Constitutional Amendment No. CCXXIV:

For the fiscal year ending September 30, 1972 224,805.00

For the fiscal year ending September 30, 1973 228,155.00

E. MISCELLANEOUS:

- (1) Alabama Academy of Honor 1,500.00

(Pursuant to provisions of Act No. 15, Third Special Session 1965)

- (2) For advertising lands for tax sale, estimated 14,000.00

- (3) Alabama Agricultural and Industrial Exhibit Commission 42,500.00

- (4) Appalachian Regional Development Program:

For the fiscal year ending September 30, 1972 112,116.00

For the fiscal year ending September 30, 1973 145,444.00

- (5) Armed Forces Day Committee 1,000.00

(6) For payment of Attorneys fees in indigent capital cases (as provided in Act No. 176, 1947 Acts, page 61), estimated	37,500.00
(7) Automatic Appeal Expense as provided in 1943 Acts of Legislature, page 217, estimated	3,000.00
(8) For Civil Court Cost in connection with Ad Valorem tax assessment appeals, estimated	100.00
(9) Alabama Constitutional Commission:	
For the fiscal year ending September 30, 1972:	
For salaries	31,343.00
For other expenses	35,485.36
Total	66,828.36
For the fiscal year ending September 30, 1973:	
For salaries	18,489.00
For other expenses	29,370.88
Total	47,859.88
(10) Coosa-Alabama Development Authority	12,500.00
(11) Council of State Governments	30,790.00
(12) For Court Costs to be paid by the State of Alabama, pursuant to Act No. 558, 1957 Acts, page 777, estimated	250,000.00
(13) For Court Costs to be paid by the State of Alabama not otherwise provided for, estimated	65,000.00
(14) Departmental Emergency Fund	200,000.00
This is the appropriation contemplated in Section 105, Title 55 of the Code of Alabama 1940 and shall be the only amount appropriated and the total amount expended under the provisions of said section.	
(15) Department of Finance—Mail and Supply Room:	
For the fiscal year ending September 30, 1972	65,000.00
(16) For distribution of public documents, estimated	30,000.00

(17) Election expenses, estimated: For the fiscal year ending Sep- tember 30, 1972	675,000.00
For the fiscal year ending Sep- tember 30, 1973	467,500.00
This appropriation made pursuant to provisions of Act. No. 160, 1955 Acts, page 407, for costs and expenses of elections.	
(18) Elk River Development Associa- tion	5,000.00
(19) State Employees Insurance: To pay the State's share of the State Employee Insurance Pro- gram, estimated	300,000.00
(20) Employees' Retirement Fund State's part, estimated: For the fiscal year ending Sep- tember 30, 1972	1,365,000.00
For the fiscal year ending Sep- tember 30, 1973	1,260,000.00
(21) Fair Trial Tax, Transfer	100,000.00
(To be expended in accordance with Act No. 525 and Act No. 526, 1963 Regular Session.)	
(22) Governor's Commission on Drug Abuse	7,000.00
(23) For expenses of Governor's Pro- clamations, estimated	100,000.00
(24) National Governor's Conference	8,500.00
(25) Governor's Retirement, estimated	9,000.00
(26) Governor's Wife's Retirement, Es- timated	14,400.00
(27) For Helen Keller Home: For operation and maintenance ..	2,500.00
(28) Interpreter's Account, estimated (To carry out provisions of Act No. 799, 1965 Reg. Sess.)	100.00
(29) Southern Interstate Nuclear Board	8,902.00
(30) Law Enforcement Legal Defense, Estimated	10,000.00
(To carry out provisions of Act No. 259, Regular Session 1967)	

(31) For Mailing Tax Notices, estimated	7,500.00
(32) For Matching Federal Funds not otherwise provided for	100,000.00
(33) For Alabama Mountain Lakes Association	5,000.00
(34) Presidential Electoral Expense, estimated:	
For the fiscal year ending September 30, 1973	100.00
(35) Purchase Code Pocket Supplement,	
For the fiscal year ending September 30, 1972, estimated	100,000.00
(36) For printing of State and County Privilege Licenses, estimated ..	8,000.00
(37) Southern Regional Educational Board	8,000.00
(38) Top of Alabama Regional Council on Governments:	
For the fiscal year ending September 30, 1972	35,000.00
(39) For Registration of Voters, Estimated:	
For the fiscal year ending September 30, 1972	200,000.00
For the fiscal year ending September 30, 1973	150,000.00
(40) For State's share of Social Security, estimated	550,000.00
(41) For Spanish War Veterans and Widows Encampment	1,000.00
(42) For Tallapoosa Highland Lake Association	5,000.00
(43) Telephone Revolving Fund:	
For the fiscal year ending September 30, 1972	60,000.00
(44) Tennessee River Development Association	5,000.00
(45) Tennessee-Tombigbee Waterway Development Authority	50,000.00
(To carry out the provisions of Act No. 355, 1957 Reg. Sess., approved August 23, 1957.)	

(46) State Treasurer—Previous Year unpaid warrants, estimated	25,000.00
(47) Commission on Uniform State Laws	4,000.00
Total amount appropriated by Act No. 926, Acts 1951, page 1575, for expenses, operation and contributions of Commission.	
(48) National Veterans Day Commit- tee, Birmingham, Alabama	1,500.00
(49) Veterans Day Committee	1,000.00
(50) Tri-Rivers Development Associa- tion	30,000.00
(For the promotion of the Chatta- hoochee River)	
(51) Tombigbee Valley Development Authority	30,000.00
(To carry out the provisions of Act. No. 264, 1967 Regular Session, approved August 29, 1967.)	
(52) Alabama Steer Association	10,000.00
(53) Alabama Historic Chattahoochee Commission:	
For salaries, expenses, equipment purchases and automotive equipment purchases	50,000.00

**F. FROM FUNDS OTHER THAN GEN-
ERAL FUND:**

**(1) ALABAMA STATE BOARD OF
PUBLIC ACCOUNTANCY:**

For salaries, other expenses and
equipment purchases:

For the fiscal year ending Septem-
ber 30, 1972 34,600.00

For the fiscal year ending Septem-
ber 30, 1973 38,100.00

In addition to the amount appro-
priated hereinabove to the Ala-
bama State Board of Public Ac-
countancy, there is hereby ap-
propriated such an amount as
may be necessary to pay the re-
fund of any application for li-

cense which may have been rejected by the Board or withdrawn by request of applicant.

The above appropriations are payable out of funds in the State Treasury to the credit of the Alabama State Board of Public Accountancy Fund.

(2) AERONAUTICS DEPARTMENT:

For the fiscal year ending September 30, 1972:

For the salary of the Director, Estimated	16,200.00	
For other salaries	59,787.00	
For other expenses	28,000.00	
For equipment purchases	1,000.00	
Total		104,987.00

For State Aid for Airports—For Airports and Airmarkings	350,000.00
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For the fiscal year ending September 30, 1973:

For the salary of the Director, Estimated	16,200.00	
For other salaries	60,811.00	
For other expenses	28,000.00	
For equipment purchases	1,000.00	
For automotive equipment purchases	3,500.00	
Total		109,511.00

For State Aid to Airports—For Airports and Airmarkings	350,000.00
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The above appropriation to Aeronautics Department shall be paid from the State Airports Development Funds as provided by Act No. 402, Acts 1945, page 620, and the total expenditures shall in no manner exceed the amounts hereby appropriated.

(3) COMMISSION ON AGING:

For salaries, other expenses, equipment purchases, automotive equipment purchases and contracts	50,000.00
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The above appropriation is payable from the funds transferred to this account in Item III A (5)

of this Act. In addition to the above appropriation, any funds received for this work from the several counties, cities, or the Federal Government are hereby appropriated.

(4) AGRICULTURE AND INDUSTRIES:

(a) For the fiscal year ending September 30, 1972:

For the salary of the Commissioner	20,000.00	
For other salaries	2,047,500.00	
For other expenses	860,000.00	
For equipment purchases	70,000.00	
For automotive equipment purchases	105,000.00	
For transfer to State Personnel Department	8,553.00	
For transfer to Shipping Point Inspection	13,500.00	
For transfer to Agriculture Center Board	59,850.00	
For awarding prizes and premiums	20,000.00	
For swine indemnities, to be expended in accordance with Act No. 573, 1969 Regular Session	50,000.00	
Total		3,254,403.00

For the fiscal year ending September 30, 1973:

For the salary of the Commissioner	20,000.00	
For other salaries	1,984,500.00	
For other expenses	845,000.00	
For equipment purchases	40,000.00	
For automotive equipment purchases	75,000.00	
For transfer to State Personnel Department	8,613.00	
For transfer to Shipping Point Inspection	13,500.00	
For transfer to Agriculture Center Board	58,500.00	
For awarding prizes and premiums	20,000.00	
For swine indemnities, to be expended in accordance with Act No. 573, 1969 Regular Session	50,000.00	
Total		3,115,113.00

The above appropriations are payable from funds in the Agricultural Fund and shall include the appropriations made to said fund in III B (1).

The above appropriations for other salaries, other expenses, equipment purchases and automotive equipment purchases shall be used for the operation and maintenance of the Department of Agriculture and Industries and for Bangs Disease Control, Disease of Swine, Swine Diagnostic Laboratory, Fire Ant Control, Pesticide Laboratory, Poultry Disease Control, White Fringed and Japanese Beetle Control, for inspection, grading and classification of fruits and vegetables, and any other services connected with the operations of Agriculture and Industries in the State of Alabama.

Any surplus remaining in the Agricultural Fund at end of a fiscal year in excess of \$100,000.00 shall be transferred to the State General Fund.

(b) Egg Inspection Division:

For the fiscal year ending September 30, 1972:

For salaries	63,703.00	
For other expenses	17,000.00	
For automotive equipment purchases	7,000.00	
Total		87,703.00

For the fiscal year ending September 30, 1973:

For salaries	61,645.00	
For other expenses	17,000.00	
For automotive equipment purchases	3,500.00	
Total		82,145.00

The above appropriations are payable from funds in the Egg Inspection Fund and the total expenditures shall in no manner exceed the amounts hereby appropriated.

(c) Meat and Poultry Inspection Division:

For salaries, other expenses, equipment purchases and automotive equipment purchases

381,000.00

The above appropriations are payable from the funds transferred to this account in Item III B (1) (b) of this Act. In addition to the above appropriation, any funds received for this work from the Federal Government are hereby appropriated.

(d) 1. Agriculture Center Board:

For the fiscal year ending September 30, 1972:

For salaries	30,363.00
For other expenses	7,000.00
For rental (Livestock Coliseum, Montgomery)	59,850.00
Total	

97,213.00

For the fiscal year ending September 30, 1973:

For salaries	29,238.00
For other expenses	7,000.00
For rental (Livestock Coliseum, Montgomery)	58,500.00
Total	

94,738.00

The above appropriation to the Agriculture Center Board shall be paid out of the Agricultural Center Board Fund and includes the appropriation made to said fund as provided in III B (2) (b) and III F (4) (a).

2. Livestock Coliseum:

For the fiscal year ending
September 30, 1972:

For salaries	63,000.00
For other expenses	60,000.00
For equipment purchases	11,000.00
For automotive equipment purchases	3,500.00
For repairs to Coliseum	11,200.00
Total	<u>148,700.00</u>

148,700.00

For the fiscal year ending
September 30, 1973:

For salaries	63,000.00
For other expenses	60,000.00
For equipment purchases ..	1,000.00
Total	<u>124,000.00</u>

124,000.00

The funds hereinabove ap-
propriated to the Agri-
cultural Center Board
for the Livestock Coli-
seum shall be paid out of
the Livestock Coliseum
Fund, and the appropria-
tion hereinabove includes
the appropriation made
to said Fund as provided
in III A (31).

(e) Shipping Point Inspection Fund:

There is hereby appropriated,
out of receipts to the Ship-
ping Point Inspection Fund
(Act No. 26, Legislature of
1956, approved March 23,
1956). For Shipping Point
Inspection work performed
by the Department of Ag-
riculture and Industries for
the payment of salaries, oth-
er expenses, equipment pur-
chases and automotive
equipment purchases all
fees and charges collected
by the Commissioner of Ag-
riculture and Industries and
deposited into said fund,
and such appropriation to
the Department of Agricul-
ture and Industries shall in-
clude all fees and charges

collected and deposited therein for Shipping Point Inspection, grading and classification services for agricultural products including services furnished for weighing and issuing weight certificates to be used for the sale of agricultural commodities, and shall include the appropriation made in Item III F (4) (a) of this Act.

(5) ALCOHOLIC BEVERAGE CONTROL BOARD:

(a) Administrative and Stores Division:

For the fiscal year ending September 30, 1972:

For the salary of the Administrator	19,800.00	
For other salaries	8,594,365.00	
For other expenses (Transportation cost for merchandise excluded)	1,881,885.00	
For equipment purchases	180,000.00	
For automotive equipment purchases	4,000.00	
Awards for Convictions, estimated	3,000.00	
For transfer to State Personnel Department	29,314.00	
For transfer to Mental Health Department	300,000.00	
For transfer to Education Department for Temperance Education	55,900.00	
For transportation cost on merchandise, estimated	280,000.00	
Total		11,348,264.00

For the fiscal year ending September 30, 1973:

For the salary of the Administrator	19,800.00
For other salaries	8,309,452.00
For other expenses (Transportation cost for merchandise excluded)	2,038,335.00
For equipment purchases	140,000.00
Awards for Convictions, estimated	3,000.00

For transfer to State Personnel Department	29,521.00	
For transfer to Mental Health Department	300,000.00	
For transfer to Education Department for Temperance Education	58,867.00	
For transportation cost on merchandise, estimated	<u>280,000.00</u>	
Total		11,178,975.00

In addition to the above appropriations herein made there is hereby appropriated for each additional retail store put into operation during each fiscal year, an amount equal to the sum required to install and operate the last comparable retail store put into operation by said Board provided, however, that the sum appropriated for the operation of retail stores as provided herein shall be reduced in like manner for each retail store closed or withdrawn from operation during the same period. There is further appropriated to the Alcoholic Beverage Control Board, after provision has been made for the other expenditures herein authorized such sums as are or may be necessary to purchase the alcoholic beverages which are essential to maintain adequate stocks and inventory for an economic and successful sales operation.

(b) Law Enforcement Division:

For the fiscal year ending September 30, 1972:

For salaries	1,241,212.00	
For other expenses	299,064.00	
For equipment purchases	10,000.00	
For automotive equipment purchases	<u>160,000.00</u>	
Total		1,710,276.00

For the fiscal year ending September 30, 1973:

For salaries	1,238,780.00	
For other expenses	320,464.00	
For equipment purchases	10,000.00	
For automotive equipment purchases	160,000.00	
Total		1,729,244.00

The appropriations hereinabove made (a) and (b) to the Alcoholic Beverage Control Board are made from the gross proceeds derived from the sale of alcoholic beverages by the Alcoholic Beverage Control Board.

(c) Beer Tax and Licenses Division:

For the fiscal year ending September 30, 1972:

For salaries	546,467.00	
For other expenses	167,615.00	
For equipment purchases	2,000.00	
Total		716,082.00

For the fiscal year ending September 30, 1973:

For salaries	538,904.00	
For other expenses	178,275.00	
For equipment purchases	2,000.00	
Total		719,179.00

In addition to the above appropriation it is further provided that, in the event any county or municipality of the State shall, during either of the fiscal periods covered by this appropriation by proper referendum authorize the legal sale of malt and brewed beverages within such county or municipality, there is further appropriated, in addition to the amounts herein set out, an amount comparable to that expended during the prior fiscal year for beer and license tax supervision within counties or municipalities of similar size and

population. Provided, further, that the amount appropriated herein shall be reduced in like manner in the event any county or municipality wherein malt and brewed beverages are now authorized by law to be sold shall, during either of the fiscal periods covered by this appropriation by proper referendum, declare unlawful the sale in such county or municipality of such malt or brewed beverages.

(6) STATE BOARD OF REGISTRATION FOR ARCHITECTS:

For the fiscal year ending September 30, 1972:

For salaries	7,371.00
For other expenses	16,850.00
For equipment purchases	1,000.00

Total	25,221.00
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For the fiscal year ending September 30, 1973:

For salaries	7,098.00
For other expenses	18,050.00
For equipment purchases	1,000.00

Total	26,148.00
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The above appropriation is payable out of funds in the State Treasury to the credit of the State Board of Registration for Architects pursuant to Title 46, Chapter 2, Code of Alabama 1940, as amended.

(7) ARMORY COMMISSION:

For the fiscal year ending September 30, 1972:

For salaries	451,025.00
For other expenses	380,500.00
For equipment purchases	14,500.00
For automotive equipment purchases	10,500.00

Total	856,525.00
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For the fiscal year ending September 30, 1973:

For salaries	449,450.00
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For other expenses	380,500.00	
For equipment purchases	14,500.00	
For automotive equipment purchases	10,500.00	
	<hr/>	
Total		854,950.00

The funds hereinabove appropriated to the Armory Commission shall be paid out of the funds in the State Treasury to the credit of the Armory Commission and the appropriation hereinabove made includes the appropriation made for the care and maintenance of armories as provided in Item III A (34) (d) in this Act. Provided, however, that the last Federal Government service contract reimbursement for either of the fiscal years shall not revert to the State General Fund.

(8) ALABAMA COUNCIL ON THE ARTS:

For salaries, other expenses, and equipment purchases	125,000.00
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The funds hereinabove appropriated to the Alabama Council on the Arts shall be paid out of the Council on the Arts Fund and the appropriation hereinabove made includes the appropriation made in Section III, A (7).

(9) DEPARTMENT OF BANKING:

For salaries, other expenses, equipment purchases and automotive equipment purchases, estimated:	
For the fiscal year ending September 30, 1972	371,500.00
For the fiscal year ending September 30, 1973	361,000.00

The above appropriation shall be paid from the Banking Assessment Fees as provided in Act No. 373, 1965 Regular Session and shall also include the appropriation made in Item III A (11) of this Act.

(10) DEPARTMENT OF BANKING-
LOAN
EXAMINATION FUND:

For the fiscal year ending Sep-
tember 30, 1972:

For salaries	94,500.00	
For other expenses	25,000.00	
For equipment purchases	500.00	
Total		120,000.00

For the fiscal year ending Septem-
ber 30, 1973:

For salaries	89,250.00	
For other expenses	25,000.00	
For equipment purchases	500.00	
Total		114,750.00

The above appropriation shall be
paid out of the loan Examina-
tion Fund as provided in Act
No. 374, 1959 Regular Session,
approved November 6, 1959
and shall also include the ap-
propriation in Section III A
(12) of this Act.

(11) ALABAMA STATE BAR ASSO-
CIATION:

For salaries	74,860.00	
For other expenses	108,100.00	
For equipment purchases	500.00	
Total		183,460.00

The above appropriated is payable
out of the funds in the State
Treasury to the credit of the
Alabama State Bar Association,
pursuant to Title 46, Chapter
3, Code of Alabama 1940.

(12) STATE BOARD OF CHIRO-
PRACTIC EXAMINERS:

For the fiscal year ending Sep-
tember 30, 1972:

For salaries	2,520.00	
For other expenses	7,450.00	
For equipment purchases	3,250.00	
Total		13,220.00

For the fiscal year ending Sep-
tember 30, 1973:

For salaries	2,520.00	
For other expenses	6,970.00	
Total		9,490.00

The above appropriations shall be paid out of the State Board of Chiropractic Examiners Fund as provided in Act No. 108, 1959 Regular Session.

(13) CONSERVATION DEPARTMENT:

(a) Administrative Division:

For the fiscal year ending September 30, 1972:

For salary of the Director ..	19,800.00
For other salaries	336,000.00
For other expenses	145,000.00
For equipment purchases	4,000.00
For automotive equipment purchases	3,500.00
For transfer to Personnel Department	9,946.00

Total	518,246.00
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For the fiscal year ending tember 30, 1973:

For salary of the Director	19,800.00
For other salaries	315,000.00
For other expenses	150,000.00
For equipment purchases	4,000.00
For automotive equipment purchases	3,500.00
For transfer to Personnel Department	10,017.00

Total	502,317.00
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The above appropriations shall be paid out of the Department of Conservation—Administrative Fund and includes the appropriations made to this Division as provided in this section.

(b) Game and Fish Division:

For the fiscal year ending September 30, 1972:

For salaries	1,847,457.00
For other expenses	678,347.98
For equipment purchases	61,442.00
For automotive equipment purchases	106,150.00
For transfer to Conservation Department — Administrative Account	195,000.00

Total	2,888,396.98
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For the fiscal year ending September 30, 1973:

For salaries	1,802,630.00
For other expenses	677,739.60
For equipment purchases	19,831.00
For automotive equipment purchases	92,900.00
For transfer to Conservation Department — Administrative Account	195,000.00
Total	

2,788,100.60

The funds hereinabove appropriated to the Game and Fish Division shall be paid out of the Game and Fish Fund.

(c) State Lands Division:

For the fiscal year ending September 30, 1972:

For salaries	64,575.00
For other expenses	18,000.00
For equipment purchases	1,000.00
For automotive equipment purchases	7,000.00
For transfer to Conservation Department — Administrative Account	5,575.00
Total	

96,150.00

For the fiscal year ending September 30, 1973:

For salaries	63,658.00
For other expenses	18,000.00
For equipment purchases	1,000.00
For automotive equipment purchases	3,500.00
For transfer to Conservation Department — Administrative Account	5,575.00
Total	

91,733.00

The funds hereinabove appropriated to the State Lands Division shall be paid out of the State Lands Division Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III B (3) (a) of this Act.

(d) State Parks Division:

For the fiscal year ending September 30, 1972:

For salaries	1,207,500.00
For other expenses	460,000.00
For equipment purchases	51,400.00
For automotive equipment purchases	73,600.00
For transfer to Conservation Department — Administrative Account	175,000.00

Total	1,967,500.00
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For the fiscal year ending September 30, 1973:

For salaries	1,260,000.00
For other expenses	475,000.00
For equipment purchases	51,400.00
For automotive equipment purchases	75,600.00
For transfer to Conservation Department — Administrative Account	175,000.00

Total	2,035,000.00
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The funds hereinabove appropriated to the State Parks Division shall be paid out of the State Parks Fund, and shall include funds previously received from the one-cent cigarette tax as provided in Act No. 309, 1967 Regular Session. The funds hereinabove appropriated shall also include the appropriations made in Item III B (b) in this Act.

(e) Seafoods Division:

For the fiscal year ending September 30, 1972:

For salaries	309,443.00
For other expenses	112,000.00
For equipment purchases	23,000.00
For automotive equipment purchases	10,500.00
For transfer to Conservation Department — Administrative Account	54,198.00
For Gulf State Marine Fisheries Commission	5,000.00
For Auburn University—Fish Disease	3,000.00

Total	517,141.00
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For the fiscal year ending September 30, 1973:

For salaries	330,330.00	
For other expenses	112,000.00	
For equipment purchases	23,000.00	
For automotive equipment purchases	10,500.00	
For transfer to Conservation Department — Administrative Account	54,198.00	
For Auburn University—Fish Disease	3,000.00	
For entertainment of the Gulf State Fisheries Convention	1,500.00	
For Gulf State Marine Fisheries Commission	5,000.00	
Total		539,528.00

In addition to the monies hereinabove appropriated, all monies derived from contracts, grants, or other agreements concerning or relating to marine biological research performed or accomplished at the Seafood Division Laboratory at Dauphin Island is hereby appropriated to the Division of Seafoods and may be expended by the Director of Conservation on such Seafood Division Programs or projects which he deems appropriate.

The funds hereinabove appropriated to the Seafood Division shall be paid out of the Seafood Fund.

(f) Water Safety Division:

For the fiscal year ending September 30, 1972:

For salaries	420,000.00	
For other expenses	145,000.00	
For equipment purchases	161,500.00	
For automotive equipment purchases	50,000.00	
For transfer to Conservation Department — Administrative Account	41,698.00	
Total		818,198.00

For the fiscal year ending September 30, 1973:

For salaries	388,500.00
For other expenses	145,000.00
For equipment purchases ..	51,500.00
For automotive equipment purchases	50,000.00
For transfer to Conservation Department — Administrative Account	41,698.00

Total

676,698.00

The funds hereinabove appropriated to the Water Safety Division shall be paid out of the State Water Safety Fund.

(14) STATE LICENSING BOARD
FOR GENERAL CONTRACTORS:

For the fiscal year ending September 30, 1972:

For salaries	49,630.00
For other expenses	20,000.00
For equipment purchases	1,000.00

Total

70,630.00

For the fiscal year ending September 30, 1973:

For salaries	50,501.00
For other expenses	20,000.00
For equipment purchases	1,000.00

Total

71,501.00

In addition to the amounts appropriated hereinabove to the State Licensing Board for General Contractors, there is hereby appropriated such an amount as may be necessary to pay the refund of any application for license which may have been rejected by the Board or application withdrawn by request of applicant.

The above appropriations are payable out of the funds in the State Treasury to the credit of the State Licensing Board for General Contractors pursuant to Title 46, Chapter 4, Code of Alabama 1940.

(15) BOARD OF CORRECTIONS:

For the fiscal year ending September 30, 1972:

For the salary of the Commissioner	19,800.00	
For other salaries	4,042,500.00	
For other expenses	3,300,000.00	
For equipment purchases	35,000.00	
For automotive equipment purchases	75,000.00	
For Debt Service, estimated	59,328.00	
For transfer to the State Personnel Department	14,205.00	
Total		7,545,833.00

For the fiscal year ending September 30, 1973:

For the salary of the Commissioner	19,800.00	
For other salaries	4,042,500.00	
For other expenses	3,400,000.00	
For equipment purchases	35,000.00	
For automotive equipment purchases	75,000.00	
For Debt Service, estimated	57,204.00	
For transfer to the State Personnel Department	14,305.00	
Total		7,643,809.00

The funds hereinabove appropriated to the Board of Corrections shall be paid out of the Board of Corrections Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III C (2).

(16) ALABAMA BOARD OF COSMETOLOGY:

For the fiscal year ending September 30, 1972:

For salaries	78,473.00	
For other expenses	65,000.00	
Total		143,473.00

For the fiscal year ending September 30, 1973:

For salaries	76,686.00	
For other expenses	65,000.00	
For equipment purchases	6,900.00	
Total		148,586.00

The above appropriations shall be payable from the funds in the State Treasury to the credit of the Alabama Board of Cosmetology pursuant to provisions of Act No. 653, 1957 Regular Session.

(17) ALABAMA STATE DOCKS

BOARD:

For transfer to the State Personnel Department,

For the fiscal year ending September 30, 1972	3,014.00
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For the fiscal year ending September 30, 1973	3,036.00
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The above appropriations shall be paid from income, receipts and revenues derived from the operations of the Alabama State Docks Board.

(18) STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS:

For the fiscal year ending September 30, 1972:

For salaries	49,165.00
For other expenses	28,000.00
For investigations and court costs	10,000.00
For equipment purchases	2,000.00

Total	89,165.00
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For the fiscal year ending September 30, 1973:

For salaries	50,524.00
For other expenses	30,000.00
For investigations and court costs	10,000.00
For equipment purchases	1,000.00

Total	91,524.00
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The above appropriations are payable out of funds in the State Treasury to the credit of the Professional Engineers Fund as provided in Title 46, Chapter 7, Code of Alabama 1940, as amended.

(19) FARMERS MARKET AUTHORITY:

For the fiscal year ending September 30, 1972:

For salaries	25,427.00
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For other expenses	16,800.00	
For equipment purchases	500.00	
For automotive equipment purchases	3,500.00	
Total		46,227.00
For the fiscal year ending September 30, 1973:		
For salaries	25,439.00	
For other expenses	16,800.00	
Total		42,239.00

The above appropriations shall be paid from the funds in the State Treasury to the credit of the Farmers Market Authority and shall include the appropriation herein made in Item III A (19) in this Act.

(20) STATE FORESTRY COMMISSION:

For the fiscal year ending September 30, 1972:		
For salaries	2,730,000.00	
For other expenses	625,000.00	
For equipment purchases	57,000.00	
For automotive equipment purchases	130,000.00	
For transfer to State Personnel Department	9,231.00	
Total		3,551,231.00
For the fiscal year ending September 30, 1973:		
For salaries	2,677,500.00	
For other expenses	625,000.00	
For equipment purchases	151,750.00	
For automotive equipment purchases	100,000.00	
For transfer to State Personnel Department	9,296.00	
Total		3,563,546.00

The funds hereinabove appropriated to the Forestry Commission shall be paid out of the Forestry Fund and the appropriations made to the said fund as provided in Item III, B (4) of this Act.

It is provided that in the event receipts into the Forestry Fund from County appropriations ex-

ceed the sum of \$300,000.00 for each of the fiscal years ending September 30, 1972, and September 30, 1973, then such excess is hereby appropriated. It is further provided that in the event receipts into the Forestry Fund from Federal Funds exceed the sum of \$687,100.00 for the fiscal year ending September 30, 1972, and September 30, 1973, then such excess is hereby appropriated. In the event of an emergency, so determined by the Director of the Forestry Commission and the Governor, the Director of the Forestry Commission with the approval of the Governor is hereby authorized to meet such emergency by transferring to and from any item of expenditures herein appropriated for use by the Forestry Commission.

(21) STATE BOARD OF REGISTRATION FOR FORESTERS:

For the fiscal year ending September 30, 1972:

For other expenses	4,505.00	
For equipment purchases	700.00	

Total		5,205.00
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For the fiscal year ending September 30, 1973:

For other expenses	4,705.00	
For equipment purchases	700.00	

Total		5,405.00
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The above appropriations are payable out of the funds in the State Treasury to the credit of the Professional Forester's Fund.

(22) LICENSING BOARD FOR THE HEALING ARTS:

For the fiscal year ending September 30, 1972:

For salaries	35,270.00	
For other expenses	4,000.00	
For equipment purchases	900.00	
For automotive equipment purchases	3,500.00	

Total		43,670.00
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For the fiscal year ending September 30, 1973:

For salaries	34,435.00
For other expenses	4,000.00

Total	38,435.00
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The above appropriations are payable out of the funds in the State Treasury to the credit of the Licensing Board for the Healing Arts.

(23) HEALTH DEPARTMENT:

(a) Hospital Licensing:

For the fiscal year ending September 30, 1972:

For salaries	30,765.00
For other expenses	9,000.00

Total	39,765.00
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For the fiscal year ending September 30, 1973:

For salaries	30,576.00
For other expenses	5,850.00

Total	36,426.00
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The above appropriations are payable from funds in the Hospital Licensing Fund and the total expenditures shall in no manner exceed the amounts hereby appropriated and the appropriation hereinabove made shall include the appropriation made to the said fund as provided in Item III A (23) (h) in this Act.

(b) County Health Work:

For salaries, other expenses and equipment purchases, estimated

1,184,000.00

The above appropriations are payable from the funds transferred to this account in Item III A (23) (c) and funds transferred in Item III F (23) (f) and Item III F (23) (g) in this Act. In addition to the above appropriation, any funds received for this work from the several counties or the Federal Government are hereby appropriated.

(c) Indigent Care:

For the fiscal year ending September 30, 1972:

For salaries 14,027.00

For distribution to counties, estimated 361,111.75

Total 375,138.75

For the fiscal year ending September 30, 1973:

For salaries 13,541.00

For distribution to counties, estimated 362,009.50

Total 375,550.50

The above appropriations are payable from the funds transferred to this account in Item III A (23) (g) of this Act. In addition to the above appropriation, any funds received for this work from the several counties or the Federal Government are hereby appropriated.

(d) Medicaid:

For the operation of the Medicaid Program

22,000,000.00

The above appropriations are payable from the funds transferred to this account in Item III A (23) (i) by this Act. In addition to the above appropriations, any and all funds received to the credit of the medicaid program from whatever source including all funds received from the Federal Government are hereby appropriated.

Any funds remaining in the Medicaid Fund on September 30, of each of the fiscal years 1971-72 and 1972-73 shall not revert but may be carried forward and expended for Medicaid purposes in the ensuing fiscal year. Any funds received in the fiscal year 1971-72 and 1972-73 as a reimbursement of expenditures incurred in

the previous year may be used for Medicaid purposes in these years.

(e) Bureau of Vital Statistics:

For the fiscal year ending September 30, 1972:

For salaries	315,293.00	
For other expenses	35,000.00	
For equipment purchases	12,000.00	
Total		362,293.00

For the fiscal year ending September 30, 1973:

For salaries	311,040.00	
For other expenses	35,000.00	
For equipment purchases	4,000.00	
Total		350,040.00

The above appropriations are payable from the funds in the Vital Statistics Fund and the total expenditures shall in no manner exceed the amounts hereby appropriated.

(f) Health Department:

For the fiscal year ending September 30, 1972:

For salaries	915,000.00	
For transfer to the County Health Work Account	375,000.00	
Total		1,290,000.00

For the fiscal year ending September 30, 1973:

For salaries	951,750.00	
For transfer to the County Health Work Account	375,000.00	
Total		1,326,750.00

The above appropriations are payable from the funds transferred to this account from the General and Mental Health Fund as provided in Act No. 654, 1965 Regular Session.

(g) Health Department:

For the fiscal year ending September 30, 1972:

For salaries	477,210.00
For other expenses	475,000.00

For equipment purchases	25,000.00	
For transfer to the County Health Work Account	384,000.00	
Total		1,361,210.00
For the fiscal year ending September 30, 1973:		
For salaries	470,528.00	
For other expenses	475,000.00	
For equipment purchases	25,000.00	
For transfer to the County Health Work Account	384,000.00	
Total		1,354,528.00

The above appropriations are payable from the funds transferred to this Account from the General and Mental Health Fund as provided in Act 275, 1967 Regular Session.

(24) HIGHWAY AND BRIDGES:

In addition to any and all appropriations heretofore or hereafter made from the revenues accruing to the State Highway Department, there is hereby appropriated for transfer to the following amounts:

For the fiscal year ending September 30, 1972	27,390.00
For the fiscal year ending September 30, 1973	28,237.00

(The above appropriations to the State Personnel Department are in addition to the amounts appropriated by Act No. 90, 1971 Special Session.)

In addition to any and all appropriations heretofore or hereafter made from the revenues accruing to the State Highway Department, there is hereby appropriated, to provide for salary increases for Highway Department Personnel, the following amounts:

(a) For Administration of the State Highway Department ..	67,246.00
(b) For Operations of the State Highway Department	589,546.00

(c) For Supervision of the State Highway Department	209,267.00	
(d) For the maintenance of roads and bridges in the State Highway Department	493,972.00	
(e) For construction of Feeder Roads and other portions of, or work in respect to, Federal Aid Projects for which portions or Work Federal Matching Funds are not available	461,279.00	
(f) For construction of roads and bridges for which no matching funds are available	150,502.00	
For the fiscal year ending September 30, 1972, Total		1,971,812.00
For the fiscal year ending September 30, 1973, Total		1,971,812.00
(The above appropriations are in addition to the amounts appropriated by Act No. 90, 1971 Special Session).		
(25) THE OFFICE OF HIGHWAY AND TRAFFIC SAFETY:		
For salaries, other expenses and equipment purchases		75,000.00
The above appropriations are payable from the funds transferred to this account in Item III A (24) of this Act. In addition to the above appropriation, any funds received for this work from the several counties, cities or the Federal Government are hereby appropriated.		
(26) ALABAMA HISTORICAL COMMISSION:		
For the fiscal year ending September 30, 1972:		
For salaries	59,745.00	
For other expenses	10,000.00	
For equipment purchases	2,000.00	
Total		71,745.00

For the fiscal year ending September 30, 1973:

For salaries	56,070.00
For other expenses	10,000.00
For equipment purchases	2,000.00
For automotive equipment purchases	3,500.00

Total	71,570.00
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The above appropriations shall be paid from the Alabama Historical Commission Fund and shall include appropriation made in Item III A (25) of this Act. All gifts, grants, contributions or other appropriations received by the Alabama Historical Commission from whatever source are hereby appropriated.

(27) DEPARTMENT OF INDUSTRIAL RELATIONS:

For the fiscal year ending September 30, 1972:

For the salary of the Director, estimated	19,800.00
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For transfer to the State Personnel Department	25,960.00
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For the fiscal year ending September 30, 1973:

For the salary of the Director, estimated	19,800.00
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For transfer to the State Personnel Department	26,144.00
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For other salaries and expenses incident to the operation and management of the Department; for U. S. Employment Service, U. S. Unemployment Compensation, and for such other funds, services and operations for which the United States Government may provide monies; there is hereby appropriated, in addition to the amounts appropriated herein in Item III A (27), all such sums as the United States Government may make available therefor.

(28) STATE INSURANCE FUND:

For the fiscal year ending September 30, 1972:

For salaries	94,500.00
For other expenses	32,000.00
For equipment purchases	1,000.00
For automotive equipment purchases	7,000.00

Total	134,500.00
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For the fiscal year ending September 30, 1973:

For salaries	89,250.00
For other expenses	32,000.00
For equipment purchases	500.00
For automotive equipment purchases	3,500.00

Total	125,250.00
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The above appropriations are payable out of funds in the State Treasury to the credit of the State Insurance Fund, pursuant to Title 28, Section 325, Code of Alabama 1940.

(29) LAW ENFORCEMENT FUND.. 8,000.00

The above appropriations shall be paid from the proceeds deposited to the credit of the Law Enforcement Fund pursuant to Title 29, Section 251, Code of Alabama 1940, as amended, and the expenditures authorized from such fund are limited to the amount appropriated herein.

(30) LIQUIFIED PETROLEUM GAS BOARD:

For the fiscal year ending September 30, 1972:

For salary of Director, estimated	13,824.00
For other salaries	33,368.00
For other expenses	15,775.00
For equipment purchases	500.00
For automotive equipment purchases	3,500.00

Total	66,967.00
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For the fiscal year ending September 30, 1973:

For salary of Director, estimated	13,824.00
For other salaries	32,132.00

For other expenses	15,775.00	
For equipment purchases	500.00	
For automotive equipment purchases	3,500.00	
Total		65,731.00

The above appropriations shall be paid from receipts paid into the Liquefied Petroleum Gas Fund.

(31) MILK CONTROL BOARD:

For the fiscal year ending September 30, 1972:		
For salaries	104,492.00	
For other expenses	49,335.00	
For equipment purchases	500.00	
Total		154,327.00

For the fiscal year ending September 30, 1973:		
For salaries	105,920.00	
For other expenses	44,510.00	
For equipment purchases	500.00	
Total		150,930.00

The above appropriations shall be paid out of the Milk Control Board Fund as is provided in Title 22, Chapter 7, Code of Alabama 1940.

(32) BOARD OF NURSES' EXAMINERS AND REGISTRATION:

For the fiscal year ending September 30, 1972:		
For salaries	92,267.70	
For other expenses	57,367.75	
For equipment purchases	7,300.00	
Total		156,935.45

For the fiscal year ending September 30, 1973:		
For salaries	104,797.00	
For other expenses	47,617.75	
For equipment purchases	3,500.00	
For automotive equipment purchases	3,500.00	
Total		159,414.00

The above appropriations are payable out of the funds in the State Treasury to the credit of the State Board of Nurses' Ex-

aminers and Registration as provided in Title 46, Chapter 10, Code of Alabama 1940, as amended.

(33) BOARD OF NURSING HOME ADMINISTRATION:

For expenses incident to the operation and maintenance of the Board of Nursing Home Administration, estimated

16,800.00

The above appropriations shall be paid from receipts paid into the Board of Nursing Home Administration Fund.

(34) PENSIONS:

(a) For Confederate Veterans and their widows: Such an amount as may be necessary to pay all the pensions allowed to Confederate Soldiers and sailors and their widows. The above appropriation shall be paid out of the proceeds from the levy of the one mill tax as provided by Title 51, Section 19, Code of Alabama 1940.

(35) DEPARTMENT OF PENSIONS AND SECURITY:

For the fiscal year ending September 30, 1972:

For the salary of the Commissioner

19,800.00

For transfer to the State Personnel Department

51,317.00

For the fiscal year ending September 30, 1973:

For the salary of the Commissioner

19,800.00

For transfer to State Personnel Department

51,680.00

For other salaries, expenses, equipment purchases and automotive equipment purchases incident to the operation and management of the Department for all welfare purposes as provided by law, there is hereby appropriated, in addition to the

amounts set out in Item III
A (35), all Federal, State,
County and Municipal funds
made available therefor.

(36) PERSONNEL DEPARTMENT:

For the fiscal year ending Sep-
tember 30, 1972:

For salary of the Director, esti- mated	18,000.00	
For other salaries	293,956.00	
For other expenses	89,852.90	
For equipment purchases	2,154.00	
For automotive equipment pur- chases	3,200.00	
Total		407,162.90

For the fiscal year ending Sep-
tember 30, 1973:

For salary of the Director, esti- mated	18,000.00	
For other salaries	293,673.00	
For other expenses	92,102.90	
For equipment purchases	6,434.00	
Total		410,209.90

The above appropriations shall be
paid from funds transferred to,
or received by, the State Per-
sonnel Department provided in
this or any other Act.

(37) ALABAMA DEVELOPMENT
OFFICE:

For the fiscal year ending Sep-
tember 30, 1972:

For the salary of the Director	19,800.00	
For other salaries	892,500.00	
For other expenses	350,000.00	
For equipment purchases	10,000.00	
For automotive equipment pur- chases	10,500.00	
For National Advertising and In- dustrial Promotion	200,000.00	
For Contracts	122,000.00	
For Feasibility Study—City of Talladega	25,000.00	
Total		1,629,800.00

For the fiscal year ending Sep-
tember 30, 1973:

For the salary of the Director	19,800.00
For other salaries	840,000.00

For other expenses	350,000.00	
For equipment purchases	5,000.00	
For National Advertising and Industrial Promotion	150,000.00	
For Contracts	82,000.00	
Total		1,446,800.00

The above appropriations shall be paid from Alabama Development Office Fund and shall include appropriations made in Item III A (17) of this Act. All gifts, grants, contributions or other appropriations received by the Alabama Development Office from whatever source are hereby appropriated.

(38) BOARD OF EXAMINERS OF PSYCHOLOGY:

For salaries, other expenses, and equipment purchases, estimated	2,500.00
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The above appropriation shall be paid from the receipts paid into the Board of Examiners of Psychology Fund and shall include the appropriation made in Item III A (39).

(39) BUREAU OF PUBLICITY AND INFORMATION:

For the fiscal year ending September 30, 1972:		
For salaries	63,000.00	
For other expenses	45,000.00	
For equipment purchases	4,000.00	
For advertising	400,000.00	
For Welcome Centers: Operation and Maintenance	50,000.00	
Total		562,000.00
For the fiscal year ending September 30, 1973:		
For salaries	63,000.00	
For other expenses	45,000.00	
For advertising	400,000.00	
For Welcome Centers: Operation and Maintenance	50,000.00	
Total		558,000.00

The above appropriations shall be paid from the receipts collected under the provisions of Act No. 269, 1963 Regular Session.

(40) PUBLIC SCHOOL FUND:

For the Public School Fund all funds derived from the levy of the special annual tax of thirty cents on each one hundred dollars (\$100.00) of taxable property in this State for the support and maintenance of the public schools and from other funds mentioned and enumerated in Sections 257, 258 and 260 of the Constitution of 1901; and the amount appropriated from all other funds as is now provided by law, provided, however, not more than four per cent of all funds appropriated in this Section shall be used or expended otherwise than for the payment of teachers employed in such schools.

(41) PUBLIC SERVICE COMMISSION:

For the fiscal year ending September 30, 1972:

For salary of the President and Two Associate Commissioners	54,500.00	
For other salaries	472,500.00	
For other expenses	175,000.00	
For equipment purchases	10,000.00	
For automotive equipment purchases	10,500.00	
Total		722,500.00

For the fiscal year ending September 30, 1973:

For salary of the President and Two Associate Commissioners	54,500.00	
For other salaries	446,250.00	
For other expenses	175,000.00	
For equipment purchases	5,000.00	
For automotive equipment purchases	10,500.00	
Total		691,250.00

The above appropriations to the Alabama Public Service Commission shall be payable only out of inspection and supervision fees paid by utilities and transportation companies, and such parts or percentage of fees

and taxes paid by motor carrier or motor transportation companies as are now or may be set aside by law to be used by the Commission. Any surplus remaining in the Alabama Public Service Commission at the end of a fiscal year in excess of \$150,000.00 shall be transferred to the State General Fund.

(42) ALABAMA REAL ESTATE COMMISSION:

For the fiscal year ending September 30, 1972:

For salaries	45,578.00
For other expenses	30,000.00
For equipment purchases	500.00

Total	76,078.00
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For the fiscal year ending September 30, 1973:

For salaries	45,578.00
For other expenses	30,000.00
For equipment purchases	500.00

Total	76,078.00
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The above appropriations shall be paid out of the receipts to the Alabama Real Estate Fund as provided in Title 46, Chapter 14, of the Code of Alabama 1940, as amended, and the total expenditures shall in no manner exceed the amounts hereby appropriated.

(43) DEPARTMENT OF REVENUE:

For the Administrative Account of the Department of Revenue there is hereby transferred from the General Fund and appropriated as provided in Item III A (42) (a) of this Act.

For the fiscal year ending September 30, 1972	894,065.30
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For the fiscal year ending September 30, 1973	895,204.85
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There is hereby appropriated for transfer to Revenue Depart-

ment, Administrative Account from the gross proceeds of Fi- nancial Institution Excise Tax collections as part of the cost of operating said Department, For the fiscal year ending Sep- tember 30, 1972	98,603.17
For the fiscal year ending Sep- tember 30, 1973	98,728.85
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of the Forest Severance Tax Collec- tions as part of the cost of op- erating said Department, For the fiscal year ending Sep- tember 30, 1972	100,499.39
For the fiscal year ending Sep- tember 30, 1973	100,627.48
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of Gas- oline Tax collections as part of the cost of operating said De- partment, For the fiscal year ending Sep- tember 30, 1972	659,882.77
For the fiscal year ending Sep- tember 30, 1973	660,723.84
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from Income Tax Collections, for the cost of collecting said tax, For the fiscal year ending Sep- tember 30, 1972	2,192,024.37
For the fiscal year ending Sep- tember 30, 1973	2,194,818.27
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of Mo- tor Fuel Tax collections as part of the cost of operating said Department, For the fiscal year ending Sep- tember 30, 1972	381,139.18

For the fiscal year ending Sep- tember 30, 1973	381,624.98
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of Mo- tor Vehicle License collections as part of cost of operating said Department,	
For the fiscal year ending Sep- tember 30, 1972	385,879.72
For the fiscal year ending Sep- tember 30, 1973	386,371.56
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the Pension Fund as part of the cost of collections of the 1-Mill Ad Valorem Tax,	
For the fiscal year ending Sep- tember 30, 1972	117,565.32
For the fiscal year ending Sep- tember 30, 1973	117,715.16
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the Public School Fund as part of the cost of collection of of the 3-Mill Ad Valorem Tax,	
For the fiscal year ending Sep- tember 30, 1972	291,068.98
For the fiscal year ending Sep- tember 30, 1973	291,439.97
There is hereby appropriated for transfer to the Revenue De- partment, Administrative Ac- count from the gross proceeds of Sales Tax collections as part of the cost of operating said De- partment,	
For the fiscal year ending Sep- tember 30, 1972	3,050,061.59
For the fiscal year ending Sep- tember 30, 1973	3,053,949.13
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of	

Store License Tax Collections as part of the cost of operating said Department, For the fiscal year ending Sep- tember 30, 1972	57,834.55
For the fiscal year ending Sep- tember 30, 1973	57,908.27
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of the Tobacco Tax Collections as part of the cost of operating said Department, For the fiscal year ending Sep- tember 30, 1972	628,595.22
For the fiscal year ending Sep- tember 30, 1973	629,396.42
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of Use Tax collections as part of the cost of operating said Depart- ment, For the fiscal year ending Sep- tember 30, 1972	300,550.05
For the fiscal year ending Sep- tember 30, 1973	300,933.13
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of Cig- arette Tax collections Act 275, 1967 Regular Session as part of the cost of operating said Department, For the fiscal year ending Sep- tember 30, 1972	127,046.39
For the fiscal year ending Sep- tember 30, 1973	127,280.33
There is hereby appropriated for transfer to Revenue Depart- ment, Administrative Account, from the gross proceeds of the Utility Tax collection as pro- vided in Act No. 37, 1969 Spe- cial Session, For the fiscal year ending Sep- tember 30, 1972	196,258.24

For the fiscal year ending Sep- tember 30, 1973	196,508.38
For the fiscal year ending Sep- tember 30, 1972:	
Total	9,481,074.24
For the fiscal year ending Sep- tember 30, 1973:	
Total	9,493,158.62
There is hereby appropriated to the Revenue Department from the gross proceeds of Motor Vehicle License collections for purchase only, of Motor Ve- hicle License tags,	
For the fiscal year ending Sep- tember 30, 1972	1,160,000.00
For the fiscal year ending Sep- tember 30, 1973	1,210,000.00

(44) DEPARTMENT OF REVENUE
—ADMINISTRATIVE AC-
COUNT:

For the fiscal year ending Sep- tember 30, 1972:	
For the salary of the Commis- sioner	19,800.00
For other salaries	6,828,526.00
For other expenses, estimated	1,756,850.00
For equipment purchases	30,000.00
For automotive equipment pur- chases	21,000.00
For transfer to State Personnel Department	15,778.00
Total	8,671,954.00
For the fiscal year ending Sep- tember 30, 1973:	
For the salary of the Commis- sioner	19,800.00
For other salaries	6,758,735.00
For other expenses, estimated	1,844,350.00
For equipment purchases	30,000.00
For automotive equipment pur- chases	21,000.00
For transfer to State Personnel Department	15,895.00
Total	8,689,780.00

The amounts hereinabove appro-
priated for the cost of mainten-
ance and operation of the De-

partment of Revenue are in lieu of any other statutory provision for the payment of the cost of operating said Department or collection of the taxes as authorized by law. Provided, however, in addition to the amount hereinabove appropriated, there is hereby appropriated to the Department of Revenue all sums allowed the Department of Revenue by Local Acts of the Legislature as a charge for the collection of taxes or licenses.

(45) STATE BOARD OF REGISTRATION FOR SANITARIANS:

For salaries	945.00	
For other expenses	1,480.00	
	<hr/>	
Total		2,425.00

The above appropriations shall be paid from the receipts collected under the provisions of Act No. 209, Second Special Session, 1964.

(46) TEMPERANCE EDUCATION:

For the fiscal year ending September 30, 1972:		
For salaries	41,659.00	
For other expenses	14,775.00	
For equipment purchases	1,000.00	
	<hr/>	
Total		55,434.00

For the fiscal year ending September 30, 1973:

For salaries	45,825.00	
For other expenses	14,775.00	
	<hr/>	
Total		60,600.00

The appropriations hereinabove made shall be paid from the funds transferred from the Alcoholic Beverage Control Board to the Education Department.

(47) BOARD OF PHYSICAL THERAPIST:

For the fiscal year ending September 30, 1972:	
For expenses	2,150.00

For equipment purchases	200.00	
Total		2,350.00
For the fiscal year ending Sep- tember 30, 1973:		
For expenses		2,500.00
The above appropriations shall be paid from receipts paid into the Board of Physical Thera- pist Fund.		

(48) UNIVERSITY OF ALABAMA
—MEDICAL CENTER:

For constructing, operating and maintaining a school or college of Optometry, estimated		23,000.00
The above appropriations shall be paid from the funds in the State Treasury to the credit of the Optometry Trust Fund.		

(49) STATE BOARD OF VETERI-
NARY MEDICAL EXAM-
INERS:

For salaries	105.00	
For other expenses	6,650.00	
For equipment purchases	250.00	
Total		7,005.00

The above appropriations are pay-
able out of the funds in the
State Treasury to the credit of
the State Board of Veterinary
Medical Examiners, pursuant to
the provisions of Act No. 945,
approved September 13, 1951.

Section 3. That any surplus remaining in any appropriation herein made from the General Fund for the payment of salaries in any office, department, bureau, board, commission, or other agency after provision has been made for the payment of all salaries in that office, department, bureau, board, commission, or other agency for which the appropriation is made, may be transferred, on order of the Governor, to any other appropriation herein made from the General Fund for the payment of all salaries in any office, department, bureau, board, commission, or other agency when the appropriation herein made from the General Fund for the payment of salaries in that office, department, bureau, board, commission, or other agency is insufficient to pay all the salaries in that office, department, bureau, board, commission, or other agency according to the pay plan recommended by the Personnel Board, and approved by the Governor.

Section 4. That, except as may be herein otherwise provided, the amounts herein specifically appropriated shall be in lieu of the amounts heretofore provided or appropriated by law for such purposes. That the amounts herein appropriated are the maximum amounts to be expended for the purposes herein designated and in no event shall the maximum expenditure provided for any items of expense exceed the amount allocated herein except for those appropriations designated as "estimated," and all appropriations herein made, except appropriations to the Alabama Alcoholic Beverage Control Board for the purchase of alcoholic beverages, are and shall be subject to the terms, conditions, provisions and limitations of Title 55, Chapter 4, Article 3, Code of Alabama 1940.

Section 5. That nothing in this Act shall be construed to affect or repeal any law authorizing or permitting any college, school or other educational or eleemosynary institution of the State to receive, collect or disburse any fees, tuition, charges, sales, endowments, trusts or income therefrom, which it now or may hereafter be authorized to receive, collect or disburse.

Section 6. In addition to the appropriations herein made, all gifts, grants, or contributions, including grants by the Congress of the United States, municipalities or counties, to any department, division, board, bureau, commission, agency, institution, office or officer of the State of Alabama are hereby appropriated and, in the event the same are recurring, are re-appropriated to such department, division, board, bureau, commission, agency, institution, office or officer to be used only for the purpose or purposes for which the grant or contribution was or shall be made.

Section 7. That, if any section, paragraph, sentence, clause, provision or portion of this Act or all or any portion of any appropriation or appropriations herein made be held unconstitutional or invalid, it shall not affect any other section, paragraph, sentence, clause, provision or portion of this Act or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 8. That all laws and parts of laws, general, special, private or local, in conflict with or inconsistent with the provisions of this Act be and the same are hereby expressly repealed.

Section 9. That this Act shall become effective on October 1, 1971.

Amendment to Substitute for HB 1801:

Section III, Item 42 (c), Page 23:

42 (c) Department of Revenue

For transfer to the Department of Revenue for the General Fund's share of the cost of operating permanent and portable truck weighing facilities for enforcing the provisions of Chapter 3, Title 36, Code of Alabama 1940, as amended, and Chapter 20, Title 51, Code of Alabama 1940, as amended.

For the fiscal year ending September 30, 1972\$-0-

For the fiscal year ending September 30, 1973\$500,000

Amend H. B. No. 1801, Section 2, III, F. (4) wherein funds are appropriated to "Agriculture and Industries" as follows:

In Item (a) on page 39 of said bill and immediately below the word "Total" and above the last three paragraphs on said page, insert the following words and figures as a separate paragraph:

"In the event H. B. 46, now pending, is enacted the sum of \$60,000.00 is also appropriated for other salaries, other expenses and equipment purchases including automotive equipment as additional or supplemental to the foregoing appropriations for each fiscal year."

AMENDMENT TO SUBSTITUTE FOR H. B. 1801:

Amend the Substitute for H. B. 1801 by striking the whole of Section 2, III, F, (13),(b), on page 49 of the Bill and inserting in lieu thereof the following:

"(b) Game and Fish Division:

(1) For the fiscal year ending September 30, 1972:

For salaries	1,847,457.00	
For other expenses	678,347.98	
For equipment purchases	61,442.00	
For automotive equipment purchases ..	106,150.00	
For transfer to Conservation Department-Administrative Account	195,000.00	
Total		2,888,396.98

For the fiscal year ending September 30, 1973:

For salaries	1,802,630.00	
For other expenses	677,739.60	
For equipment purchases	19,831.00	
For automotive equipment purchases ..	92,900.00	
For transfer to Conservation Department-Administrative Account	195,000.00	
Total		2,788,100.60

The funds hereinabove appropriated to the Game and Fish Division shall be paid out of the Game and Fish Fund.

(2) For the fiscal year ending September 30, 1972:

For salaries	447,775.00	
For other expenses	361,900.00	
For equipment purchases	104,860.00	
For automotive equipment purchases ..	249,650.00	
Total		1,164,185.00

For the fiscal year ending September 30, 1973:

For salaries	549,923.00	
For other expenses	357,932.00	
For equipment purchases	123,562.00	
For automotive equipment purchases ..	109,600.00	
Total		1,141,017.00

The funds hereinabove appropriated to the Game and Fish Division in Item (b) (2) shall be paid out of the Game and Fish Division conditional upon the passage of H. B. 37 and H. B. 39, 1971 Regular Session of the Legislature.

AMENDMENT TO H. B. 1801:

Amend H. B. 1801 by deleting the whole of Section 2, III, A, (16), on page 11 of the Bill and insert in lieu thereof the following:

“(16) DEPARTMENT OF CIVIL DEFENSE:

For the fiscal year ending September 30, 1972:	
For salary of the Director	16,200.00
For other salaries	115,675.00
For other expenses	38,500.00
For equipment purchases	1,000.00
For automotive equipment purchases	3,500.00
Total	174,875.00
For the fiscal year ending September 30, 1973:	
For salary of the Director	16,200.00
For other salaries	114,841.00
For other expenses	38,500.00
For equipment purchases	500.00
For automotive equipment purchases	3,500.00
Total	173,541.00”

AMENDMENT TO SUBSTITUTE TO H. B. 1801:

Amend H. 1801, subsection (40) on page 22 by adding thereto, for each of the two years set out, the following:

FOR THE BIRMINGHAM FESTIVAL OF ARTS \$3,000.00

AMENDMENT TO SUBSTITUTE FOR H. B. 1801:

Amend the Substitute for H. B. 1801 by deleting the whole of Section 2, III, C, (2) on page 30 of the Bill and inserting in lieu thereof the following:

“(2) BOARD OF CORRECTIONS:

For transfer to Board of Corrections	5,928,000.00”
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Further amend the Substitute by deleting the whole of Section 2, III, F, (15) on pages 53 and 54 of the Bill and inserting in lieu thereof the following:

"(15) BOARD OF CORRECTIONS:

For the fiscal year ending September
30, 1972:

For the salary of the Commissioner....	19,800.00
For other salaries	4,232,500.00
For other expenses	3,300,000.00
For equipment purchases	35,000.00
For automotive equipment purchases	75,000.00
For Debt Service, estimated	59,328.00
For transfer to the State Personnel Department	14,205.00

Total	7,735,833.00
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For the fiscal year ending September
30, 1973:

For the salary of the Commissioner....	19,800.00
For other salaries	4,232,500.00
For other expenses	3,400,000.00
For equipment purchases	35,000.00
For automotive equipment purchases	75,000.00
For Debt Service, estimated	57,204.00
For transfer to the State Personnel Department	14,305.00

Total	7,833,809.00
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The funds hereinabove appropriated to the Board of Corrections shall be paid out of the Board of Corrections Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III C (2)."

Amendment to H. B. 1801 as substituted:

Amend H. B. 1801 as substituted by striking therefrom the whole of Section 2, III, A, 48 on page 25 of the bill and insert in lieu thereof the following:

(48) STATE TOXICOLOGIST:

For salary of the State Toxicologist....	19,800.00
For other salaries	294,000.00
For other expenses	52,500.00
For equipment purchases	9,000.00
For automotive equipment purchases	3,500.00

Total	378,800.00
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Amendment to H. B. 1801 as substituted:

Amend Section 2, III, C (6)

BOARD OF PARDONS AND PAROLES:

For the fiscal year ending September 30, 1972: delete for "other expenses" \$123,000.00 and insert in lieu thereof the following:

For other expenses\$118,000.00

and further delete for Equipment purchases "\$4,000.00" and insert in lieu thereof the following:

For Equipment Purchases\$9,000.00

Senate Amendment to H. B. 1801 as amended:

Amend H. B. 1801 as follows:

Add to Section II, Subsection 4, the following:

"For the Circuit Court for expenses
to Escambia County caused by cases
from the state prison farm and the
Holman total security unit\$7,500.00"

AMENDMENT FOR SUBSTITUTE FOR H. B. 1801:

On page 2 strike out in section I subsection (1) the figures \$1,750,000 and insert in lieu thereof the figures \$2,000,000 for fiscal year ending September 30, 1972. Also on page 2 strike out in Section I subsection (1) the figures \$2,000,000 and insert in lieu thereof the figures \$2,250,000 for fiscal year ending September 30, 1973.

AMENDMENT TO H. B. 1801:

Amend H. B. 1801, as amended, by adding at the end of Sec. III 13(f) the following:

"In addition to the appropriations hereinabove made to the Water Safety Division, there is hereby also appropriated such additional revenues that may be needed that are derived during the biennium from an increase in the boat registration fees. One-half of the additional revenues are to be used for the purpose of salaries, other expenses, equipment purchases, and if required, additional transfers to the Administrative Division."

AMENDMENT TO H. B. 1801:

Amend H. B. 1801 in section "E" item 42, by striking the amount \$5,000.00, and insert \$7,500.00.

AMENDMENT TO SUBSTITUTE TO H. B. 1801:

Amend the Substitute for H. B. 1801 by adding at the end of page 36 of the Bill in Section 2, III, E, the following words and figures:

"(55) The Alabama Law Institute75,000.00"

AMENDMENT TO SUBSTITUTE FOR H. B. 1801:

Amend the Substitute for H. B. 1801 by deleting the whole of Section 2, III, A, (40), on page 22 of the Bill and insert in lieu thereof the following:

“(40) BUREAU OF PUBLICITY AND
INFORMATION:

For the fiscal year ending September
30, 1972:

For the salary of the Director	18,000.00
For other salaries	52,500.00
For other expenses	105,000.00
For equipment purchases	3,000.00
For automotive equipment purchases	10,150.00
For Ava Marie Grotto	2,500.00
For Mobile Junior Miss Pageant	14,250.00
For Guntersville Boat Races	9,500.00
For Blue and Gray Football Game	10,000.00
For Lake Eufaula Festival	10,000.00
For Mobile Carnival Association	3,000.00

Total	237,900.00
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For the fiscal year ending September
30, 1973:

For the salary of the Director	18,000.00
For other salaries	52,500.00
For other expenses	105,000.00
For equipment purchases	1,000.00
For Ava Marie Grotto	2,500.00
For Mobile Junior Miss Pageant	14,250.00
For Guntersville Boat Races	9,500.00
For Blue and Gray Football Game	10,000.00
For Lake Eufaula Festival	10,000.00
For Mobile Carnival Association	3,000.00

Total	225,750.00”
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AMENDMENT TO H. 1801:

In Section 2. III A (3) (a) strike out the following words and figures:

“For State aid to county units	47,500.00	
Total		243,500.00”

and insert in lieu thereof the following:

for State aid to county units	163,500.00	
Total		359,500.00

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 on page 36 by adding the following words and figures at the end of Section 2, III, E of said bill:

“(55) Spirit of America Festival, Decatur3,000.00”

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 by striking on page 12 of said bill the whole of Section 2, III, A, (19) and insert in lieu thereof the following:

“(19) FARMERS MARKET AUTHORITY

For transfer to the Farmers
Market Authority for the
operation of the Farmers Market
Authority:

For the fiscal year ending September 30, 1972	\$51,500.00
For the fiscal year ending September 30, 1973	47,100.00

Further amend the substitute for House Bill 1801 on page 56 of said bill by striking the whole of Section 2, III, F, (19) and insert in lieu thereof the following:

“(19) FARMERS MARKET AUTHORITY:

For the fiscal year ending September 30, 1972:		
For salaries	26,500.00	
For other expenses	18,000.00	
For equipment purchases	500.00	
For automotive equipment purchases	3,500.00	48,500.00

For the fiscal year ending September 30, 1973:		
For salaries	26,000.00	
For equipment purchases	100.00	
For other expenses	18,000.00	44,100.00

The above appropriations shall be paid from the funds in the State Treasury to the credit of the Farmers Market Authority and shall include the appropriation herein made in Item III, A (19) in this Act.”

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 by striking therefrom on page 65 of the bill the whole of Section 2, III, F (31) where same appears therein and insert in lieu thereof the following:

“(31) ALABAMA DAIRY COMMISSION:

For the fiscal year ending September 30, 1972:		
For salaries	118,652.00	
For other expenses	90,954.00	
For equipment purchases	3,000.00	
For automotive equipment purchases	7,000.00	
Total		219,606.00

For the fiscal year ending September
30, 1973:

For salaries	117,278.00
For other expenses	78,700.00
For equipment purchases	3,000.00

Total	198,978.00
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The above appropriations shall be paid out of the Alabama Dairy Commission Fund as is provided in Title 22 Chapter 7, Code of Alabama 1940."

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 on page 36 by adding at the end of Section 2, III, E, of said bill the following words and figures:

"(54) For the Tannehill Furnace and Foundry
Commission 10,000.00
(To carry out the provisions of
Act No. 994, 1969 Regular Session.)"

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 on page 35, Section 2, III, E, (33) by deleting the figure "5,000.00" and insert in lieu thereof the figure "7,500.00."

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801, page 30, Section 2, III, B, (9), (4) and (5) by deleting said subsections (4) and (5) in their entirety and insert in lieu thereof the following sub-sections (4) and (5):

"(4) Big Wills Creek Watershed, DeKalb County 7,000.00
(5) Big Wills Creek Watershed, Etowah County 7,000.00"

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 on page 30, Section 2, III, B, (9) (1) by deleting said sub-section (1) in its entirety and inserting in lieu thereof the following sub-section (1):

"(1) Bear Creek Development Authority 31,250.00"

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute to House Bill 1801 by adding at the end of Section 2, III, E, (52) on page 36 of said bill the following words and figures:

"(53) Alabama Wing Civil Air Patrol 25,000.00"

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 by striking therefrom the whole of Section 2, I, (4) on page 2 of said bill and insert in lieu thereof the following:

“(4) LEGISLATIVE REFERENCE SERVICE:

For the fiscal year ending September 30, 1972:		
For salary of the Director	20,000.00	
For other salaries	147,000.00	
For other expenses	9,000.00	
For equipment purchases	2,500.00	
For automotive equipment purchases	3,500.00	
Total		182,000.00
For the fiscal year ending September 30 1973:		
For salary of the Director	20,000.00	
For other salaries	140,700.00	
For other expenses	8,000.00	
For equipment purchases	1,000.00	
Total		169,700.00
Commission on Intergovernmental Co-operation:		
For salaries	1,800.00	
For other expenses	3,200.00	
Total		5,000.00
Code Revision:		
For salaries and expenses, estimated		10,000.00”

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 by adding at the end of the second paragraph of Section 2, III, F, (23), (d) on page 60 of said bill the following (which will be the third paragraph of said sub-section (d)):

“In addition to other services provided, this appropriation shall include optometric services and pharmacist services.”

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 by renumbering on page 36 of said bill subsections (52) and (53) of Section 2, III, E to subsections (51) and (52).

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 by deleting on page 36 of the bill the whole of Section 2, III, E, (51) as said sub-section (51) appears therein.

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1801:

Amend the substitute for House Bill 1801 by striking therefrom in Section 2, III, E, (45) on page 36 of the bill the figures “50,000.00” and insert in lieu thereof the figures “80,000.00.”

H. 1801 TEMPORARILY CARRIED OVER

Mr. Smith (P) moved to carry over the bill, H. 1801 and pending amendments, until 2:30 p. m.

MOTION TO TABLE LOST

The motion of Mr. Mathews to table the motion of Mr. Smith (P) was lost.

Yeas 42; Nays 55.

Yeas:

Mr. Speaker	Cottingham	Jones (F)	Roberts
Adwell	Crawford	King	Smith (K)
Agee	Downing	McCorquodale	Stubbs
Barkett	Drake	McDonald	Therrell
Bowers	Easters	Mathews	Turner
Brassell	Falkenburg	Merrill	Waggoner
Callahan	Fite	O'Daniel	Waldrop
Carnes	Grey (D)	Owens	Williams
Casey	Headley	Perloff	Wise
Collins	Hobbie	Reynolds	Wood
Coshatt	Jackson		

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Nays:

Messrs.:	Dill	Jones (E)	Robertson
Adams	Doss	Kinsey	St. John
Baker	Edwards	Lang	Slate
Bassett	Erdreich	Lutz	Smith (P)
Benton	Flippo	McBride	Snell
Boles	Gafford	McCluskey	Stewart
Boutwell	Gloor	Manley	Stokes
Carter	Goodwin	May	Straiton
Cauthen	Grainger	Meeks	Taylor
Cherner	Gray (F)	Naramore	Timmons
Chesnut	Hale	Nettles	Turnham
Connell	Hardin	Parker (T)	Wallace
Cross	Harris	Pruitt	Weeks
Crowe	Hill	Reid (R)	Wynot

—55

The question, then, was on the adoption of the motion of Mr. Smith (P) that the bill, H. 1801 and pending amendments, be carried over until 2:30 p.m., and the motion was adopted.

Yeas 61; Nays 38.

Yeas:

Messrs.:	Chesnut	Flippo	Jackson
Adams	Connell	Gafford	Jones (E)
Baker	Coshatt	Goodwin	King
Bassett	Cottingham	Grainger	Kinsey
Benton	Cross	Gray (F)	Lang
Boles	Crowe	Grey (D)	Lutz
Boutwell	Dill	Hale	McBride
Carnes	Doss	Hardin	McCluskey
Cauthen	Erdreich	Harris	Manley
Cherner	Falkenburg	Hill	May

Meeks	Reid (R)	Stokes	Waldrop	
Naramore	St. John	Straiton	Wallace	
Nettles	Slate	Taylor	Warren	
Parker (H)	Smith (P)	Timmons	Wise	
Parker (T)	Snell	Turnham	Wynot	
Pruitt	Stewart			—61

Nays:

Mr. Speaker	Crawford	McCorquodale	Robertson	
Adwell	Downing	McDonald	Smith (K)	
Agee	Drake	Mathews	Stubbs	
Barkett	Easters	Merrill	Therrell	
Bowers	Edwards	O'Daniel	Turner	
Brassell	Fite	Owens	Waggoner	
Callahan	Gloor	Perloff	Weeks	
Carter	Headley	Reynolds	Williams	
Casey	Hobbie	Roberts	Wood	
Collins	Jones (F)			—38

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1804. To make appropriations from the State Treasury for capital improvements.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Mathews, the House concurred in and adopted the Senate amendments to the bill, H. 1804, said Senate amendments being as follows:

SUBSTITUTE FOR H. B. 1804

A BILL
TO BE ENTITLED
AN ACT

To make appropriations from the State Treasury for capital improvements.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby appropriated from monies in the State Treasury to the credit of the funds designated herein for the fiscal years ending September 30, 1972, and September 30, 1973, to be used for capital improvements only, the following amounts for the specific projects:

Section 2. ARMORY COMMISSION:

For the fiscal year ending September
30, 1972:

For the construction of an armory at
Dothan

75,000.00

For the construction of an armory at Montgomery	110,000.00	
For the Installation of Intrusion Detec- tion Systems at armories	50,000.00	
For the purchase of land adjacent to Headquarters Alabama National Guard	52,000.00	
Total		287,000.00
For the fiscal year ending September 30, 1973:		
For the construction of an armory at Luverne	50,000.00	
For the construction of an armory at Prattville	75,000.00	
For the construction of an armory at Prichard	60,000.00	
Total		185,000.00
The above appropriations shall be paid from the State General Fund.		

Section 3. STATE BUILDING COMMISSION:

- (a) For the fiscal year ending September 30, 1972:
For construction and equipping a building for the use of the Department of Agriculture and Industries 300,000.00
The above appropriation shall be paid from the State General Fund.
- (b) For construction and equipping Welcome Centers for the use of the Bureau of publicity and Information 35,000.00
The above appropriation in subsection (b) shall be paid from the receipts collected under the provisions of Act No. 269, 1963 Regular Session.

Section 4. DEPARTMENT OF CONSERVATION:

- (a) State Parks Division:
For the purpose of completing the construction and equipping and furnishing of the four (4) regional parks and the district parks now under construction in substantial accordance with approved master plans and/or architectural engineering plans on file in the Department of Conservation 4,000,000.00

For the fiscal year ending September 30, 1972:

For the construction of restrooms, picnic tables, barbecue pits and other shelters, and for landscaping and fencing of a lake in DeKalb County at Sylvania, Alabama -----	35,000.00
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The above appropriations shall be paid from the State General Fund.

Section 5. BOARD OF CORRECTIONS:

For the fiscal year ending September 30, 1972:

For replacing roof on Julia Tutwiler Prison -----	10,000.00	
For renovation of kitchen & dining, bathroom & laundry facilities at Draper	161,420.00	
For new roof for main building at Draper Correctional Center -----	10,000.00	
For reroofing main building at Atmore Prison -----	12,800.00	
For enlarging and equipping kitchen facilities at Frank Lee Youth Center -----	10,000.00	
For constructing Vehicle Maintenance Shop at Atmore Prison Farm -----	15,000.00	
For constructing Vehicle Maintenance Shop at Draper Correctional Center ---	15,000.00	
For renovation of laundry facility at Julia Tutwiler Prison -----	3,580.00	
For renovation of Guard towers at Draper Correctional Center -----	4,200.00	
For Construction Staff House, Holman Unit -----	20,000.00	
For renovation Correctional Officers Housing -----	28,000.00	
For renovation Officer & Staff Housing at Draper -----	10,000.00	
Total -----		300,000.00

For the fiscal year ending September 30, 1973:

For renovation, Cattle Ranch, Greensboro, Alabama -----	15,000.00
For renovation of bathrooms at Atmore Prison Farm -----	35,000.00
For replacing heating system at Julia Tutwiler Prison -----	30,000.00
For renovation of Gymnasium, Day Room and Treatment Room at Draper	25,000.00

For renovation kitchen, cold storage and dining facilities, Tutwiler	20,000.00
For constructing and/or relocate guard towers and fence at Holman Unit	15,000.00
For constructing Trade School at Atmore Prison Farm	70,000.00
For constructing Staff House, Atmore Prison Farm	20,000.00
For constructing Staff House, Medical and Diagnostic Center	20,000.00
For renovation Correctional Officers Houses at Atmore Prison Farm	25,000.00
For renovation Correctional Officers Houses at Draper Correctional Center	5,000.00
For constructing Medical Supply Warehouse at Mt. Meigs	20,000.00
Total	300,000.00

The above appropriations shall be paid from the State General Fund.

Section 6. FARMERS' MARKET AUTHORITY:

There is hereby appropriated to the Farmers' Market Authority, for the purpose of acquiring, erecting, constructing, and equipping farmers' markets	500,000.00
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The above appropriations shall be paid from the State General Fund.

Section 7. ALABAMA HISTORICAL COMMISSION:

A. To authorize the Alabama Historical Commission to acquire, provide, construct, restore, preserve, develop, furnish, equip and exhibit buildings, monuments and historic sites and related facilities, together with the land therefor	250,000.00
B. For the fiscal year ending September 30, 1972:	
For the purchase of the John T. Morgan Home in Selma, Alabama	65,000.00

The above appropriations shall be paid from the State General Fund.

Section 8. LIVESTOCK COLISEUM:

For the fiscal year ending September 30, 1972:

For the Interior Painting of Coliseum	15,000.00	
For construction of concrete slab for equipment warehouse	5,500.00	
Total		20,500.00

The above appropriations shall be paid from the State General Fund.

Section 9. OIL AND GAS BOARD:

For renovation of Oil and Gas Building	10,000.00	
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The above appropriations shall be paid from the State General Fund.

Section 10. REGIONAL LIVESTOCK COLISEUM COMMITTEE OF MONROE COUNTY:

For the fiscal year ending September 30, 1972:

For capital improvements to the Regional Livestock Coliseum in Monroe County	18,000.00	
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The above appropriation shall be paid from the State General Fund.

Section 11. DEPARTMENT OF CONSERVATION:

(a) Seafood Division:

For the fiscal year ending September 30, 1972:

For construction of an Aquaculture Station at Gulf Shores	70,000.00	
For Shrimp and Oyster Bed Improvements	10,000.00	
For artificial Snapper Banks	5,000.00	
Total		85,000.00

For the fiscal year ending September 30, 1973:

For construction of an Aquaculture Station at Gulf Shores	60,000.00	
For Shrimp and Oyster Bed Improvements	15,000.00	
For artificial Snapper Banks	5,000.00	
Total		80,000.00

The above appropriations shall be paid from the Seafood Fund.

(b) Water Safety Division:

For the fiscal year ending September 30, 1972:

For fencing District Headquarter's Office at Eufaula	2,000.00
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The above appropriation shall be paid from the Water Safety Fund.

Section 12. BOARD OF COSMETOLOGY:

For the fiscal year ending September 30, 1972:

For the purchase of land, construction and equipping a Cosmetology Building	150,000.00
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The above appropriation shall be paid from the Board of Cosmetology Fund.

Section 13. BIBB COUNTY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1972:

For construction of a school at West Blockton	350,000.00
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The above appropriation shall be paid from the Alabama Special Educational Trust Fund.

Section 14. ALABAMA BOYS INDUSTRIAL SCHOOL:

For the fiscal year ending September 30, 1972:

For the demolition of the Johnston Administration Building	14,000.00
For the renovation of existing buildings	143,956.00

Total	157,956.00
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The above appropriations shall be paid from the Alabama Special Educational Trust Fund.

Section 15. ALABAMA TRADE SCHOOL AND JUNIOR COLLEGE AUTHORITY:

For the construction and equipping of a Trade School at Atmore, Alabama	150,000.00
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The above appropriations shall be paid from the Alabama Special Educational Trust Fund.

Section 16. THE ELBA AIRPORT AUTHORITY:

For the purchase of land to extend the runway of the Elba Airport Authority for the fiscal year ending September 30, 1972 -----

50,000.00

Section 17. PEA RIVER PARKS AUTHORITY:

For the improvement to the Pea River Elba Parks site for the fiscal year ending September 30, 1972 -----

25,000.00

The above appropriations in Sections 16 and 17 shall be paid from the State General Fund.

Section 18. WINSTON COUNTY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1972:

For construction of a High School at Double Springs -----

250,000.00

The above appropriation shall be paid from the Alabama Special Educational Trust Fund.

Section 19. JACKSON COUNTY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1972:

For the construction of a school in Bridgeport, Alabama -----

150,000.00

The above appropriation shall be paid from the Alabama Special Educational Trust Fund.

Section 20. AGRICULTURAL AND INDUSTRIAL EXHIBIT COMMISSION:

For the fiscal year ending September 30, 1972:

For the construction of a Swine Pavilion at the Alabama State Fair Ground -----

50,000.00

The above appropriation shall be paid from the State General Fund and is conditional upon the condition of the State Treasury and the approval of the Governor.

**Section 21. WALKER COUNTY BOARD
OF EDUCATION:**

For the fiscal year ending September
30, 1972:

For the construction of the Oakman High School and other capital outlay purposes	100,000.00
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**Section 22. ETOWAH COUNTY BOARD
OF EDUCATION:**

For the fiscal year ending September
30, 1972:

For the construction of a school at Rainbow City	250,000.00
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**Section 23. CULLMAN COUNTY BOARD
OF EDUCATION:**

For the fiscal year ending September
30, 1972:

For the construction of a school at Joppa, Alabama	200,000.00
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**Section 24. CLEBURNE COUNTY
BOARD OF EDUCATION:**

For the fiscal year ending September
30, 1972:

For construction of the Pleasant Grove Elementary School	150,000.00
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The above appropriations in Section 21
through Section 24 shall be paid from
the Alabama Special Educational Trust
Fund.

Section 25. All appropriations herein made are, and shall be subject to the terms, conditions, provisions and limitations of Title 55, Chapter 4, Article 3, Code of Alabama 1940.

Section 26. This Act shall become effective October 1, 1971.

AMENDMENT TO H. B. 1804 AS SUBSTITUTED:

Amend H. B. 1804 as substituted: after Section 26, add Section 27.

“Jefferson County Board of Education

For the fiscal year ending September 30, 1972

For construction of the Powderly-Wenonah Elementary School	\$150,000”
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Renumber the remaining Sections 28 and 29.

Amendment to HB 1804, as amended: Add to Section 11(b):

“There is hereby appropriated to the Division of Water Safety such additional revenues from those monies that may be derived during the biennium from an increase in boat registration fees for capital improvement. One-half of the additional revenues derived will be for capital improvements for the purchase, construction, maintenance, and administration of piers, aids to navigation, launching ramps, and parking areas.”

AMENDMENT TO H. B. 1804, as amended:

Amend H. B. 1804, as amended, by adding at the end of Section 11, (b), the following:

“(c) Game and Fish Division:

For the fiscal year ending September 30, 1972:

For Land Acquisition	400,000.00	
For Research Station Including ponds, holding shed, laboratory, well drilling and construction and improvements of public fishing lakes and access areas....	158,260.00	
Total		558,260.00

For the fiscal year ending September 30, 1973:

For Land Acquisition	150,000.00	
For Research Station including ponds, holding shed, laboratory, well drilling and construction and improvements of public fishing lakes and access areas ...	166,080.00	
Total		316,080.00

The above appropriations shall be paid from the Game and Fish Division conditional upon the passage of H. B. 37 and H. B. 39, 1971 Regular Session of the Legislature.”

AMENDMENT TO SUBSTITUTE H. B. 1804:

Amend H. B. 1804 as substituted by adding the following and renumbering the remaining paragraphs accordingly:

Section 26:

Calhoun County Board of Education:

For the fiscal year ending September 30, 1972:

For the construction of the Weaver High School—\$150,000.00; payable from the Alabama Special Educational Trust Fund.

AMENDMENT TO HOUSE BILL 1804:

Amend House Bill 1804 on page 9 of said bill by adding the following after Section 24 of the bill:

"Section 25. MARION COUNTY BOARD OF EDUCATION:

For the construction of a school at Guin, Alabama \$150,000."

Further amend House Bill 1804 by renumbering the present "Sections 25 and 26" to read "Sections 26 and 27".

AMENDMENT TO H. B. 1804:

Amend Section 4(a) of said bill by adding immediately after the words "Department of Conservation" the following: "Provided that the first available \$2,300,000.00 of such funds shall be used to complete Lake Guntersville State Park in order to qualify for a \$2,450,000.00 grant which is approved and designated in federal E.D.A. funds."

AMENDMENT SUBSTITUTE FOR H. B. 1804:

Amend H. B. 1804 by adding in Section 2:

For fiscal year ending September 30, 1972, for temperature control equipment for the Fort James W. Morgan Armory, Norwood, Alabama—\$3,250.00.

Yeas 88; Nays 1.

Yeas:

Mr. Speaker	Cottingham	Jones (E)	Reynolds
Adams	Crawford	King	Roberts
Adwell	Cross	Kinsey	Robertson
Agee	Crowe	Lang	Slate
Baker	Dill	Lutz	Smith (K)
Bank	Doss	McBride	Smith (P)
Barkett	Downing	McCluskey	Stewart
Bassett	Drake	McCorquodale	Stokes
Benton	Easters	Manley	Stubbs
Boles	Edwards	Mathews	Taylor
Boutwell	Erdreich	Meeks	Therrell
Bowers	Falkenburg	Merrill	Timmons
Brassell	Fite	Naramore	Turner
Callahan	Goodwin	Nettles	Turnham
Carnes	Grainger	O'Daniel	Waggoner
Carter	Gray (F)	Owens	Waldrop
Casey	Grey (D)	Parker (H)	Wallace
Cauthen	Hale	Parker (T)	Weeks
Cherner	Hardin	Perloff	Williams
Chesnut	Headley	Pruitt	Wise
Collins	Hobbie	Reed (T)	Wood
Connell	Jackson	Reid (R)	Wynot

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Nay: Mr. Snell.

—1

And the bill, H. 1804, as amended by the Senate amendments, was again read at length and passed.

Yeas 89; Nays 1.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Drake	McBride	Smith (K)
Boles	Easters	McCluskey	Smith (P)
Boutwell	Edwards	McCorquodale	Snell
Bowers	Erdreich	McDonald	Stewart
Brassell	Falkenburg	Manley	Stokes
Callahan	Fite	Mathews	Stubbs
Carnes	Goodwin	Meeks	Taylor
Carter	Grainger	Merrill	Therrell
Casey	Grey (D)	Mims	Timmons
Cauthen	Hale	Naramore	Turner
Cherner	Hardin	O'Daniel	Turnham
Chesnut	Harris	Owens	Waggoner
Collins	Headley	Parker (H)	Waldrop
Connell	Hobbie	Parker (T)	Wallace
Cottingham	Jackson	Perloff	Warren
Crawford	Jones (E)	Reed (T)	Weeks
Cross	King	Reid (R)	Williams
Crowe	Kinsey	Roberts	Wise
Dill	Lang	Robertson	Wood
Doss	Lutz	Slate	Wynot
Downing			

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Nay: Mr. Gafford.

—1

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 12. To provide a state scholarship program to promote the education of nurses at the Lurleen B. Wallace School of Nursing, Jacksonville State University; and making appropriations therefor.

Also:

H. 108. To provide a state scholarship program to promote the education of nurses at the Division of Nursing, University of Alabama, Huntsville, Alabama; and making appropriations therefor.

Also:

H. 398. To provide a state scholarship program to promote the education of nurses at the School of Nursing, University of South Alabama; and making appropriations therefor.

Also:

H. 400. To amend Sections 1, 2, 3, and 4 of Act No. 591, H. 140, Page 828, Volume 2, Acts of Alabama 1957, relating to the provisions of a state scholarship program to promote the education of nurses; and making appropriations therefor.

Also:

H. 378. To amend Sections 1, 2, 3, and 4 of Act #590, H. 138, Page 827, Volume 2, Acts of Alabama 1957, relating to the provisions of a state scholarship program to promote the education of nurses; and making appropriations therefor.

Also:

H. 412. To provide a state scholarship program to promote the education of nurses at the School of Nursing of Florence State University; and making appropriations therefor.

Also:

H. 176. To provide a state scholarship program to promote the education of nurses at the School of Nursing, Troy State University; and making appropriations therefor.

Also:

H. 167. To make an additional appropriation to the Alabama Board of Nursing for the purchase of office supplies and equipment.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1806. To make appropriations for support and maintenance of the Tuskegee Institute, located in Macon County.

Also:

H. 1807. To make appropriations for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County.

Also:

H. 101. To provide a cost of living increase to certain retired members of the Teachers' Retirement System of Alabama.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 10. To amend Section 29, Title 34, Code of Alabama, 1940, as amended, relating to proof of plaintiff's residency when a defendant is a non-resident.

Also:

H. 11. To repeal Section 27 of Title 34 of the Code of Alabama, 1940, which provides further for the alleging and proving of twelve months residence in divorce cases.

Also:

H. 223. Amending Code of Alabama 1940, Title 28, Sections 291, 297, and 298, all of which relate to the business of credit unions, so as to provide further for the approval and making of loans by credit unions and for reserve funds and dividends of credit unions.

McDOWELL LEE,
Secretary.

S. 1173 RECONSIDERED

Having voted on the prevailing side and previously filed a Motion in Writing, Mr. Owens moved to reconsider the bill, S. 1173, as amended.

MOTION TO TABLE LOST

The motion of Mr. Stubbs to table the motion of Mr. Owens was lost.

Yeas 46; Nays 51.

Yeas:

Messrs.:	Edwards	Lang	Straiton
Boles	Erdreich	McBride	Stubbs
Brassell	Falkenburg	Mathews	Taylor
Carnes	Flippo	Naramore	Therrell
Casey	Gafford	Parker (H)	Timmons
Chesnut	Goodwin	Perloff	Turnham
Coshatt	Gray (F)	Reed (T)	Waldrop
Crowe	Grey (D)	Reid (R)	Wallace
Dill	Headley	Reynolds	Weeks
Doss	Hill	Robertson	Wood
Downing	Hobbie	Stewart	Wynot
Drake	Jones (E)	Stokes	

—46

Nays:

Mr. Speaker	Connell	King	Parker (T)
Adams	Cottingham	Kinsey	Pruitt
Agee	Crawford	Lutz	Roberts
Baker	Cross	McCluskey	St. John
Barkett	Ellis	McCorquodale	Slate
Bassett	Fite	McDonald	Smith (K)
Boutwell	Gloor	Manley	Smith (P)
Bowers	Grainger	May	Snell
Callahan	Hale	Meeks	Turner
Carter	Hardin	Merrill	Waggoner
Cauthen	Harris	Nettles	Warren
Cherner	Hearn	O'Daniel	Wise
Collins	Jackson	Owens	

—51

The question, then, was on the adoption of the motion of Mr. Owens, to reconsider the bill S. 1173 as amended, and the motion was adopted.

Yeas 52; Nays 46.

Yeas:

Mr. Speaker	Adwell	Baker	Bassett
Adams	Agee	Barkett	Benton

Boutwell	Ellis	McCluskey	Pruitt
Bowers	Fite	McCorquodale	Roberts
Callahan	Gloor	McDonald	St. John
Carter	Grainger	Manley	Slate
Cauthen	Hale	May	Smith (K)
Cherner	Hardin	Meeks	Smith (P)
Collins	Hearn	Merrill	Snell
Connell	Jackson	Nettles	Turner
Cottingham	King	O'Daniel	Waggoner
Crawford	Kinsey	Owens	Warren
Cross	Lutz	Parker (T)	Wise

—52

Nays:

Messrs.:	Edwards	Jones (E)	Straiton
Boles	Erdreich	Lang	Stubbs
Brassell	Falkenburg	McBride	Taylor
Carnes	Flippo	Namore	Therre'l
Casey	Gafford	Parker (H)	Timmons
Chesnut	Goodwin	Perloff	Turnham
Coshatt	Gray (F)	Reed (T)	Waldrop
Crowe	Grey (D)	Reid (R)	Wallace
Dill	Harris	Reynolds	Weeks
Doss	Headley	Robertson	Wood
Downing	Hill	Stewart	Wynot
Drake	Hobbie	Stokes	

—46

And the bill:**S. 1173, as amended:**

S. 1173. To be known as the "Alabama Occupational Safety and Health Act" the general purpose of which is to prevent accidents and occupational diseases; to create the Occupational Safety and Health Commission; to vest enforcement and administration of this Act in said Commission; to authorize the Commission to employ an Executive Director and other personnel; to authorize said Executive Director to make certain contracts deemed necessary by him and approved by the Commission; to set out the powers and duties of the Commission and its Executive Director; to authorize the Executive Director to take action to eliminate any clear and immediate threat to safety and health; to provide for appeals from orders of the Executive Director; to set penalties for violations; to authorize inspections and investigations by the Executive Director; to authorize the making of rules and regulations and the granting of variances therefrom by the Commission; to authorize the appointment of a State Safety Engineer; to allow employers to require physical examinations of employees; to provide for transfer of functions and funds from other State departments; to authorize compliance with the Federal Occupational Safety and Health Act of 1970; to exempt mines and mining from the operation of this Act; and to provide for the appropriation of funds to the Commission.

Was taken up.

Mr. Snell offered the following amendment to the bill, S. 1173 as amended:

Amend S. B. 1173 by striking the word "latest" where it appears in Subsection F of Section 2 and by inserting in lieu thereof the word "latent."

Further amend S. B. 1173 by striking paragraph (iii) of Subsection E of Section 10 of said Bill.

Further amend S. B. 1173 by deleting the word "presecuted" in Subsection D of Section 10 and substituting in lieu thereof the word "prosecuted."

And the amendment was adopted.

Yeas 73; Nays 6.

Yeas:

Mr. Speaker	Crawford	Jackson	Pruitt
Adams	Cross	King	Reid (R)
Adwell	Dill	Kinsey	Reynolds
Agee	Doss	Lang	Roberts
Baker	Downing	Lutz	St. John
Barkett	Ellis	McBride	Slate
Bassett	Falkenburg	McCorquodale	Smith (K)
Benton	Fite	McDonald	Smith (P)
Boutwell	Flippo	Manley	Snell
Bowers	Gafford	May	Stewart
Callahan	Gloor	Meeks	Stokes
Carter	Grainger	Merrill	Turner
Casey	Grey (D)	Naramore	Turnham
Cauthen	Hale	Nettles	Waggoner
Cherner	Hardin	O'Daniel	Wallace
Chesnut	Hearn	Owens	Warren
Collins	Hill	Parker (T)	Weeks
Connell	Hobbie	Perloff	Wise
Cottingham			

—73

Nays:

Messrs.:	Crowe	Taylor	Wynot
Carnes	Drake	Waldrop	

—6

RECESS

On motion of Mr. Manley, the House recessed until 3:00 o'clock p.m.

Yeas 51; Nays 37.

Yeas:

Mr. Speaker	Dill	McBride	Stokes
Adwell	Doss	McDonald	Straiton
Baker	Downing	Manley	Stubbs
Boles	Drake	O'Daniel	Taylor
Boutwell	Edwards	Parker (T)	Turner
Bowers	Erdreich	Pruitt	Turnham
Brassell	Falkenburg	Reed (T)	Waggoner
Callahan	Gloor	Reid (R)	Wa'drop
Carnes	Goodwin	Reynolds	Wallace
Carter	Grey (D)	Robertson	Weeks
Cauthen	Headley	St. John	Williams
Chesnut	Hobbie	Slate	Wood
Crowe	Jones (E)	Smith (P)	

—51

Nays:

Messrs.:	Agee	Bassett	Cherner
Adams	Barkett	Benton	Connell

Cottingham	Hardin	Lutz	Roberts
Crawford	Harris	McCorquodale	Smith (K)
Easters	Hearn	May	Stewart
Ellis	Hill	Merrill	Timmons
Fite	Jackson	Nettles	Warren
Flippo	Jones (F)	Owens	Wise
Grainger	King	Parker (H)	Wynot
Hale	Kinsey		

—37

HOUSE RECONVENED

The hour of 3:00 o'clock p.m. having arrived, the House reconvened. The Speaker called the House to order.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 2217 without the Governor's signature and approval and with a suggested Executive Amendment.

Respectfully Submitted,

HARRY L. PENNINGTON
Executive Secretary

Done this 20th day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 2217 without my approval and with a suggested Executive Amendment.

It is suggested that Section 1 of House Bill Number 2217 be amended by substituting the word "involved" or the word "engaged" for the word "in-curred" where the same appears in said Section.

The adoption of this suggested Executive Amendment will remove my objection to the Bill.

Respectfully,

GEORGE C. WALLACE
Governor of Alabama

GOVERNOR'S MESSAGE

On motion of Mr. Manley, the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, H. 2217, said Governor's amendment being set out in the above and foregoing Message from the Governor.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jones (F)	Reid (R)
Adams	Doss	King	Reynolds
Agee	Downing	Kinsey	Robertson
Baker	Drake	Lutz	St. John
Bank	Easters	McCluskey	Slate
Barkett	Edwards	McCorquodale	Smith (K)
Bassett	Erdreich	McDonald	Smith (P)
Boles	Falkenburg	Manley	Stewart
Boutwell	Fite	May	Straiton
Brassell	Flippo	Meeks	Taylor
Carnes	Goodwin	Merrill	Therrell
Carter	Grainger	Naramore	Turner
Cauthen	Grey (D)	Nettles	Turnham
Chesnut	Hale	O'Daniel	Waggoner
Connell	Hardin	Owens	Warren
Coshatt	Harris	Parker (H)	Williams
Cottingham	Hearn	Parker (T)	Wise
Crawford	Hill	Perloff	Wood
Cross	Jones (E)	Pruitt	Wynot

—76

Which was a majority of the whole number elected to the House.

And the bill:

H. 2217. Relating to all counties having populations of not less than 14,500 nor more than 15,500 according to the last federal decennial census; providing further for the manner of payment of the sheriff and his deputies.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 80; Nays 0.

Yeas:

Mr. Speaker	Cross	Jones (F)	Robertson
Adams	Crowe	King	St. John
Agee	Doss	Kinsey	Slate
Baker	Downing	Lutz	Smith (K)
Bank	Easters	McCorquodale	Smith (P)
Barkett	Edwards	McDonald	Snell
Bassett	Erdreich	Manley	Stewart
Boles	Falkenburg	May	Stokes
Boutwell	Fite	Meeks	Straiton
Brassell	Flippo	Merrill	Tavior
Carnes	Goodwin	Naramore	Therrell
Carter	Grainger	Nettles	Timmons
Casey	Grey (D)	O'Daniel	Turner
Cauthen	Hale	Owens	Turnham
Cherner	Hardin	Parker (H)	Waldrop
Chesnut	Harris	Parker (T)	Warren
Connell	Hearn	Perloff	Williams
Coshatt	Hill	Pruitt	Wise
Cottingham	Hobbie	Reid (R)	Wood
Crawford	Jones (E)	Reynolds	Wynot

—80

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 2427 without the Governor's signature and approval.

Respectfully submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 20th day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 2427 without my signature and approval.

Respectfully,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 2427. To amend the title and Section 1 of Act No. 22, S. 15, 2nd Special Session 1963 (Acts 1963, p. 190) which provides additional compensation or salary for the Official Court Reporters in all Circuit Courts in certain counties classified on a population basis; and providing for the payment of said salary in certain counties classified on a population basis.

Mr. Jones (F) moved passage of the bill, H. 2427, the Governor's veto to the contrary notwithstanding.

And the bill, H. 2427, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 8; Nays 65.

Yeas:

Messrs.:	Falkenburg	Hearn	Meeks
Bank	Flippo	Hill	Robertson
Doss			

—8

Nays:

Mr. Speaker	Barkett	Carnes	Chesnut
Adams	Bassett	Carter	Connell
Agee	Boutwell	Casey	Cottingham
Baker	Brassell	Cauthen	Crawford

Cross	Hobbie	Nettles	Stewart
Crowe	Jones (F)	O'Daniel	Straiton
Downing	Kinsey	Owens	Stubbs
Drake	Lang	Perloff	Therrell
Easters	Lutz	Pruitt	Turner
Fite	McCluskey	Reid (R)	Turnham
Goodwin	McCorquodale	Reynolds	Waldrop
Grainger	McDonald	St. John	Warren
Gray (F)	Manley	Slate	Williams
Grey (D)	May	Smith (K)	Wise
Hale	Merrill	Smith (P)	Wood
Hardin	Naramore	Snell	Wynot
Harris			

—65

S. 1173 RESUMED

On motion of Mr. Stubbs, the bill, S. 1173 as amended, was indefinitely postponed.

Yeas 50; Nays 43.

Yeas:

Messrs.:	Drake	Hobbie	Slate
Agee	Easters	Jones (E)	Stewart
Bank	Edwards	Jones (F)	Stokes
Bassett	Ellis	Lang	Straiton
Boles	Erdreich	McBride	Stubbs
Brassell	Falkenburg	Naramore	Taylor
Carnes	Fite	Parker (H)	Therrell
Chesnut	Flippo	Perloff	Timmons
Coshatt	Goodwin	Reed (T)	Waldrop
Crowe	Gray (F)	Reid (R)	Wallace
Dill	Grey (D)	Reynolds	Wood
Doss	Harris	Robertson	Wynot
Downing	Hill	St. John	

—50

Nays:

Mr. Speaker	Crawford	McCluskey	Pruitt
Adams	Cross	McCorquodale	Roberts
Baker	Gafford	McDonald	Smith (K)
Barkett	Grainger	Manley	Smith (P)
Benton	Hale	May	Snell
Boutwell	Hardin	Meeks	Turner
Carter	Hearn	Merrill	Turnham
Casey	Jackson	Mims	Waggoner
Cauthen	King	Nettles	Warren
Cherner	Kinsey	Owens	Wise
Connell	Lutz	Parker (T)	

—43

RESOLUTION

The following resolution was introduced:

By Messrs. Waldrop and Carnes:

H. J. R. 250. MOURNING THE DEATH OF ROBERT L. WYNOT

WHEREAS this legislature sincerely mourns the death of Robert L. Wynot of Boston, Massachusetts, who was killed in an automobile accident Tuesday, September 14, 1971; and

WHEREAS Mr. Wynot was the brother-in-law of our beloved colleague, Representative Retha Wynot of Etowah County. We send our deepest sympathy to Representative Wynot and her family in this most tragic loss; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we mourn the death of Robert L. Wynot, and extend our deep and heartfelt sympathy to members of his family, to whom copies of this resolution shall be sent.

On motion of Mr. Waldrop, the rules were suspended and the resolution was adopted.

H. 1801 RESUMED

And the bill, H. 1801 with Senate amendments, having been temporarily carried over, was again taken up.

Mr. Mathews moved that the House concur in and adopt the Senate amendments to the bill, H. 1801.

Mr. Smith (P) moved to carry over the bill until 4:30 p. m.

MOTION TO TABLE LOST

The motion of Mr. Mathews to table the motion of Mr. Smith (P) was lost.

Yeas 43; Nays 54.

Yeas:

Mr. Speaker	Connell	Jackson	Robertson
Agee	Crowe	Jones (F)	Smith (K)
Bank	Downing	McCorquodale	Stubbs
Barkett	Drake	McDonald	Taylor
Bassett	Easters	Mathews	Therrell
Bowers	Edwards	May	Turner
Brassell	Fite	Merrill	Turnham
Burgess	Gloor	Naramore	Waggoner
Callahan	Hardin	Owens	Williams
Casey	Headley	Perloff	Wood
Collins	Hobbie	Pruitt	

—43

Nays:

Messrs.:	Dill	Hill	Reynolds
Adams	Doss	Jones (E)	St. John
Baker	Ellis	King	Slate
Benton	Erdreich	Kinsey	Smith (P)
Boles	Falkenburg	Lang	Snell
Boutwell	Flippo	Lutz	Stewart
Carnes	Gafford	McBride	Stokes
Carter	Goodwin	Manley	Straiton
Cauthen	Grainger	Meeks	Timmons
Cherner	Gray (F)	Mims	Waldrop
Chesnut	Grey (D)	Nettles	Wallace
Coshatt	Hale	Parker (H)	Warren
Cottingham	Harris	Parker (T)	Wynot
Cross	Hearn	Reid (R)	

—54

H. 1801 TEMPORARILY CARRIED OVER

The question, then, was on the adoption of the motion of Mr. Smith (P) to carry over the bill, H. 1801 and Senate amendments, until 4:30 p. m., and the motion was adopted.

Yeas 55; Nays 43.

Yeas:

Messrs.:	Cross	Hill	Reynolds
Adams	Dill	Jones (E)	St. John
Baker	Doss	King	Slate
Bassett	Ellis	Kinsey	Smith (P)
Benton	Erdreich	Lang	Snell
Boles	Falkenburg	Lutz	Stewart
Boutwell	Flippo	McBride	Stokes
Carnes	Gafford	Manley	Straiton
Carter	Goodwin	Meeks	Taylor
Cauthen	Grainger	Mims	Timmons
Cherner	Gray (F)	Nettles	Waldrop
Chesnut	Grey (D)	Parker (H)	Wallace
Coshatt	Hale	Parker (T)	Warren
Cottingham	Harris	Reid (R)	Weeks

—55

Nays:

Mr. Speaker	Crawford	Jackson	Robertson
Agee	Crowe	Jones (F)	Smith (K)
Bank	Downing	McCorquodale	Stubbs
Barkett	Drake	McDonald	Therrell
Bowers	Easters	Mathews	Turner
Brassell	Edwards	May	Turnham
Burgess	Fite	Merrill	Waggoner
Callahan	Gloor	Naramore	Williams
Casey	Hardin	Owens	Wood
Collins	Headley	Perloff	Wynot
Connell	Hobbie	Pruitt	

—43

RESOLUTIONS

The following resolutions were introduced:

By Messrs. Grainger and Roberts:

H. J. R. 251. WHEREAS, The long-sought Tennessee-Tombigbee Waterway Project has been imperiled by the ruling of a United States District Court judge in Washington, D. C., on the basis of a complaint from the Environmental Defense Fund; and

WHEREAS, Extensive, responsible studies of the environmental impact of the Tennessee-Tombigbee Waterway have been made by the executive branch of the United States government and by the Corps of Engineers. The requirements of the National Environment Protection Act of 1969 have been met by the filing of an environmental impact statement in conformity with the Act.

The planning for this project has been underway for a sufficient length of time to give consideration to every conceivable aspect of environment im-

pact. The Tennessee-Tombigbee Waterway is the first major waterway authorized by Congress to have environmental considerations built into its plans.

The injunction issued by the court on the complaint of the Environmental Defense Fund is a clear warning to all people of our region to beware of those environmentalists who can only see a single phase of the requirement to protect the ecology.

The competitive desire by the Environmental Defense Fund to halt projects is a cynical use of the desire of our people to control the environment.

Any valid environmental consideration must incorporate man's needs to engage in productive work so that he may provide himself and his family with food, clothing, and shelter.

The halt of the Waterway will restrain proper economic development of the region.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That we express our continuing strong endorsement of the Tennessee-Tombigbee Waterway Project and condemn and reject the ruling by the Federal District Court in Washington imposing a temporary halt in construction of this vitally needed and long awaited opportunity for economic growth for our region.

BE IT FURTHER RESOLVED That copies of this resolution be sent to members of the Alabama Congressional Delegation, the President of the United States, and the Director of the United States Environmental Agency.

On motion of Mr. Grainger, the rules were suspended and the resolution was adopted.

Also:

By Messrs. Grainger and Roberts:

H. R. 252. WHEREAS, The long-sought Tennessee-Tombigbee Waterway Project has been imperiled by the ruling of a United States District Court judge in Washington, D. C., on the basis of a complaint from the Environmental Defense Fund; and

WHEREAS, Extensive, responsible studies of the environmental impact of the Tennessee-Tombigbee Waterway have been made by the executive branch of the United States government and by the Corps of Engineers. The requirements of the National Environment Protection Act of 1969 have been met by the filing of an environmental impact statement in conformity with the Act.

The planning for this project has been underway for a sufficient length of time to give consideration to every conceivable aspect of environment impact. The Tennessee-Tombigbee Waterway is the first major waterway authorized by Congress to have environmental considerations built into its plans.

The injunction issued by the court on the complaint of the Environmental Defense Fund is a clear warning to all people of our region to beware of those environmentalists who can only see a single phase of the requirement to protect the ecology.

The competitive desire by the Environmental Defense Fund to halt projects is a cynical use of the desire of our people to control the environment.

Any valid environmental consideration must incorporate man's needs to engage in productive work so that he may provide himself and his family with food, clothing, and shelter.

The halt of the Waterway will restrain proper economic development of the region.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That we express our continuing strong endorsement of the Tennessee-Tombigbee Waterway Project and condemn and reject the ruling by the Federal District Court in Washington imposing a temporary halt in construction of this vitally needed and long awaited opportunity for economic growth for our region.

BE IT FURTHER RESOLVED That copies of this resolution be sent to members of the Alabama Congressional Delegation, the President of the United States, and the Director of the United States Environmental Agency.

On motion of Mr. Grainger, the rules were suspended and the resolution was adopted.

Also:

By Mr. Reed (T):

H. J. R. 253. TO CREATE A JOINT LEGISLATIVE COMMITTEE TO STUDY THE ALABAMA PRISON SYSTEM

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That

1. There is hereby created and established a joint legislative study committee composed of five members of the Senate, appointed by the President of the Senate, and five members of the House of Representatives appointed by the Speaker of the House, to study and investigate the Alabama prison system. Insofar as possible appointments to such committee shall be made from persons volunteering for service on such committee. The members of the committee shall meet within thirty days after their appointment at a place agreed upon, and shall elect a chairman and vice-chairman from among their number.

2. In conducting its study and investigation the committee shall especially study housing, feeding, clothing, health and disciplinary practices and procedures, and deviations from normal ways of life of prisoners. The committee may also study any other phase of the prison problems which the committee may deem to be pertinent.

3. The committee shall make a final report including its findings, conclusions and recommendations to the next session of the Legislature unless the Legislature is called back into Special Session before the committee has completed its study and investigation and prepared its report, in which event, it shall report to the next regular session of the Legislature. Upon filing its report the committee shall be dissolved.

4. The members of the committee shall receive no compensation for their services, but shall be entitled to receive their regular legislative per diem

and allowances for each meeting of the committee actually attended, or when otherwise actually engaged in the business of the committee. Such per diem pay and allowances together with all expenses incurred shall be paid out of any funds appropriated to the use of the legislature upon requisition of the committee chairman, but in no case shall such expenditures exceed the total sum of fifteen hundred dollars (\$1500.00).

RULES SUSPENDED

On motion of Mr. Mims, the rules were suspended in order to bring up for immediate consideration the above and foregoing resolution.

Yeas 85; Nays 2.

Yeas:

Mr. Speaker	Crowe	Hobbie	Reed (T)
Adams	Dill	Jackson	Reid (R)
Baker	Doss	Jones (E)	Reynolds
Barkett	Downing	Jones (F)	Roberts
Bassett	Drake	King	Robertson
Benion	Easters	Kinsey	St. John
Boles	Edwards	Lang	Smith (P)
Boutwell	Erdreich	McCluskey	Stewart
Bowers	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Callahan	Flippo	Mathews	Stubbs
Carnes	Gloor	May	Therrell
Carter	Goodwin	Merrill	Timmons
Casey	Grainger	Mims	Turner
Cauthen	Gray (F)	Naramore	Waldrop
Chesnut	Grey (D)	Nettles	Wallace
Collins	Hale	Owens	Warren
Connell	Hardin	Parker (H)	Weeks
Coshatt	Headley	Parker (T)	Williams
Cottingham	Hearn	Perloff	Wood
Crawford	Hill	Pruitt	Wynot
Cross			

—85

Nays: Messrs. Gafford and Lutz.

—2

And the resolution, H. J. R. 253, was adopted.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 2282 without the Governor's approval and signature and with a suggested Executive Amendment.

Respectfully submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 20th day of September, 1971

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 2282 without my approval and with a suggested Executive Amendment.

It is suggested that House Bill Number 2282 be amended by adding thereto Section 5(A) to read as follows:

"Section 5(A). Such Supernumerary Probate Judge shall pay into the fund from which said payments are made to him an amount equal to the amount that would have been deducted from others who retired with similar payments. Said sum shall be paid into the general fund at the time the election to become a Supernumerary Probate Judge is made."

The adoption of this suggested Executive Amendment will remove my objection to the Bill.

Respectfully,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

On motion of Mr. O'Daniel, the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, H. 2282, said Governor's amendment being set out in the above and foregoing Message from the Governor.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hobbie	Pruitt
Agee	Dill	Jackson	Reid (R)
Baker	Doss	Jones (E)	Reynolds
Barkett	Downing	Jones (F)	Roberts
Bassett	Drake	King	Robertson
Benton	Easters	Kinsey	St. John
Boles	Edwards	Lang	Smith (P)
Boutwell	Ellis	Lutz	Snell
Bowers	Erdreich	McCluskey	Stewart
Brassell	Falkenburg	McCorquodale	Stokes
Callahan	Fite	McDonald	Straiton
Carnes	Flippo	Manley	Therrell
Carter	Gafford	Mathews	Timmons
Casey	Goodwin	May	Turner
Cauthen	Grainger	Merrill	Turnham
Chesnut	Grey (D)	Naramore	Wa'drop
Collins	Hale	Nettles	Wallace
Connell	Hardin	O'Daniel	Warren
Coshatt	Harris	Owens	Weeks
Cottingham	Headley	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wynot
Cross	Hill	Perloff	

—87

Which was a majority of the whole number elected to the House.

And the bill:

H. 2282. To create the office of Supernumerary Probate Judge in any county having a population of not less than 30,000 nor more than 33,575 according to the most recent federal decennial census; prescribing the qualifications, term, duties, powers, authority, compensation or salary of such judge, and providing for the payment of the compensation or salary of any Supernumerary Probate Judge.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 87; Nays 0.

Yeas:

Mr. Speaker	Dill	Hobbie	Reid (R)
Agee	Doss	Jackson	Reynolds
Baker	Downing	Jones (E)	Roberts
Barkett	Drake	Jones (F)	Robertson
Bassett	Easters	King	St. John
Benton	Edwards	Kinsey	Smith (P)
Boles	Ellis	Lang	Snell
Boutwell	Erdreich	Lutz	Stewart
Bowers	Falkenburg	McCluskey	Stokes
Brassell	Fite	McCorquodale	Straiton
Callahan	Flippo	McDonald	Taylor
Carnes	Gafford	Manley	Therrell
Carter	Gloor	Mathews	Timmons
Casey	Goodwin	Merrill	Turner
Chesnut	Grainger	Naramore	Turnham
Collins	Grey (D)	Nettles	Waldrop
Connell	Hale	O'Daniel	Wallace
Coshatt	Hardin	Owens	Warren
Cottingham	Harris	Parker (H)	Weeks
Crawford	Headley	Parker (T)	Williams
Cross	Hearn	Perloff	Wynot
Crowe	Hill	Pruitt	

—87

BILLS ON THIRD READING

And the bill:

S. 261. (With Substitute): To amend Section 35 of Act No. 30, S. 5 Approved May 31, 1963.

Was taken up.

The question, then, was on the adoption of the substitute reported by the Standing Committee on Local Legislation No. 1, said Committee substitute being as follows:

A BILL TO BE ENTITLED AN ACT

To amend Act No. 30, S. 5, Regular Session 1963, (Acts 1963, p. 404), which establishes the County Court of Marshall County so as to provide further for the court reporter of said court.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 35 of Act No. 30, S. 5, Regular Session of 1963 (Acts 1963, p. 404) which establishes the County Court of Marshall County is hereby amended to read as follows:

"Section 30. COURT REPORTER. That the judge of said Court shall by Order spread upon the Minutes appoint a competent person as the Official Reporter for said Court who may also be the official reporter for the Circuit Court and such official reporter, when so appointed, may be removed by the judge of said Court at his discretion, and his qualifications, duties and powers shall be the same as the reporters of the Circuit Courts of the State and he or she shall receive the same rate of compensation for transcribing the testimony, but shall as a salary receive not less than four thousand eight hundred dollars (\$4,800) annually and not more than five thousand six hundred dollars (\$5,600) annually as set by the judge payable out of the general funds of the County. The services of said reporter when not actually working under the direction of the judge of said Court shall be available to the Circuit Clerk in the discharge of his duties in this Court. The judge of said Court may appoint the official reporter of the Circuit Court of Marshall County as ex-officio reporter of the County Court of Marshall County, and when so appointed said reporter may be removed by the judge of said Court at his discretion, and he or she shall receive the same compensation and salary as hereinabove provided for the official reporter of said Court."

Section 2. If any clause, sentence, paragraph, or section of this Act shall for any reason be adjudged by any Court of competent jurisdiction, to be invalid, unconstitutional, or otherwise unlawful, such judgment shall not affect, impair, or invalidate any other portion of this Act, but shall be confined in its operation to the clause, sentence, paragraph, or section directly involved in the controversy in which judgment shall be granted.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Collins	Grainger	Mathews
Adams	Connell	Gray (F)	May
Adwell	Coshatt	Grey (D)	Meeks
Agee	Cottingham	Hale	Merrill
Baker	Crawford	Hardin	Mims
Bank	Cross	Harris	Naramore
Barkett	Crowe	Headley	Nettles
Bassett	Dill	Hearn	O'Daniel
Benton	Doss	Hill	Owens
Boles	Downing	Hobbie	Parker (H)
Boutwell	Drake	Jackson	Parker (T)
Bowers	Easters	Jones (E)	Perloff
Brassell	Edwards	Jones (F)	Pruitt
Burgess	Ellis	King	Reed (T)
Callahan	Erdreich	Kinsey	Reid (R)
Carnes	Falkenburg	Lutz	Reynolds
Carter	Fite	McBride	Roberts
Casey	Flippo	McCluskey	Robertson
Cauthen	Gafford	McCorquodale	St. John
Cherner	Gloor	McDonald	State
Chesnut	Goodwin	Manley	Smith (K)

Smith (P)	Stubbs	Turnham	Williams
Snell	Taylor	Waldrop	Wise
Stewart	Therrell	Wallace	Wood
Stokes	Timmons	Warren	Wynot
Straiton	Turner	Weeks	

—103

And the bill, S. 261, as thus amended:

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boies	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 1061. Relating to Wilcox County; to further regulate the taking of fish from public streams and impounded waters; authorizing the taking of cat-fish by the use of wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Boles	Cauthen	Crowe
Adams	Boutwell	Cherner	Dill
Adwell	Bowers	Chesnut	Doss
Agee	Brassell	Collins	Downing
Baker	Burgess	Connell	Drake
Bank	Callahan	Coshatt	Easters
Barkett	Carnes	Cottingham	Edwards
Bassett	Carter	Crawford	Ellis
Benton	Casey	Cross	Erdreich

Falkenburg	Jones (E)	O'Daniel	Stokes
Fite	Jones (F)	Owens	Straiton
Flippo	King	Parker (H)	Stubbs
Gafford	Kinsey	Parker (T)	Taylor
Gloor	Lutz	Perloff	Therrell
Goodwin	McBride	Pruitt	Timmons
Grainger	McCluskey	Reed (T)	Turner
Gray (F)	McCorquodale	Reid (R)	Turnham
Grey (D)	McDonald	Reynolds	Waldrop
Hale	Manley	Roberts	Wallace
Hardin	Mathews	Robertson	Warren
Harris	May	St. John	Weeks
Headley	Meeks	Slate	Williams
Hearn	Merrill	Smith (K)	Wise
Hill	Mims	Smith (P)	Wood
Hobbie	Naramore	Snell	Wynot
Jackson	Nettles	Stewart	

—103

And the bill:

S. 1180. To amend all general laws heretofore passed by the Legislature of Alabama, which according to their terms apply only to counties having a population of not less than 110,000 nor more than 165,000 according to the last or most recent federal census, and not heretofore amended so as to change the population classification to which said Acts apply, and not heretofore repealed, with the exception of Act No. 22, H. 108, approved August 19, 1964, as amended, which is expressly excepted from the operation thereof, so as to change the classification thereof to apply only to counties having a population of not less than 170,000 nor more than 300,000, according to the most recent federal decennial census.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 772. To apply only in counties in the state having a population of not less than 110,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting center at which qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting center; and to provide election officers for each voting center designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Was taken up.

S. 772 INDEFINITELY POSTPONED

On motion of Mr. Robertson, the bill, S. 772, was indefinitely postponed.

And the bill:

S. 789. To provide and providing that in all counties in Alabama whose population is not less than 110,000 people and not more than 150,000 people according to the 1970 or any subsequent Federal decennial census where probation is now authorized or provided for by law and a person has plead guilty to, or has been adjudged guilty of crime, Circuit Courts in such Counties shall have and are hereby given the right, power and authority to defer adjudging defendant guilty and imposition of sentence in such cases and may place such person on probation pending imposition of sentence; that when sentence is imposed such Circuit Courts may determine what part of such sentence shall be served and what part of such sentence such person shall be placed on probation and such Circuit Courts may suspend any part of such sentence and place such person on probation for the first part, last part or any intermediate part of such sentence, or upon motion of defendant may set aside such plea of guilty or verdict of guilty and grant a new trial, and further regulating probations and proceedings in Circuit Courts in such Counties.

Was taken up.

Mr. Robertson offered the following amendment to the bill:

Amend Senate Bill 789 by striking paragraph D of Section 1 and adding in lieu thereof the following:

“(D) or at the time when sentence is imposed such Circuit Courts may determine what part of such sentence shall be served and what part of such sentence such person shall be placed on probation and such Circuit Courts may suspend any part of such sentence and place such person on probation for the first part, last part or any intermediate part of such sentence.”

And the amendment was adopted.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker
Adams

Adwell
Agee

Baker
Bank

Barkett
Bassett

Benton	Easters	Kinsey	Robertson
Boles	Edwards	Lutz	St. John
Boutwell	Ellis	McBride	Slate
Bowers	Erdreich	McCluskey	Smith (K)
Brassell	Falkenburg	McCorquodale	Smith (P)
Burgess	Fite	McDonald	Snell
Callahan	Flippo	Manley	Stewart
Carnes	Gafford	Mathews	Stokes
Carter	Gloor	May	Straiton
Casey	Goodwin	Meeks	Stubbs
Cauthen	Grainger	Merrill	Taylor
Cherner	Gray (F)	Mims	Therrell
Chesnut	Grey (D)	Naramore	Timmons
Collins	Hale	Nettles	Turner
Connell	Hardin	O'Daniel	Turnham
Coshatt	Harris	Owens	Waldrop
Cottingham	Headley	Parker (H)	Wallace
Crawford	Hearn	Parker (T)	Warren
Cross	Hill	Perloff	Weeks
Crowe	Hobbie	Pruitt	Williams
Dill	Jackson	Reed (T)	Wise
Doss	Jones (E)	Reid (R)	Wood
Downing	Jones (F)	Reynolds	Wynot
Drake	King	Roberts	

—103

And the bill, S. 789, as thus amended, was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 917. Relating to counties having populations of not less than 23,900 nor more than 24,450 according to the last or any subsequent federal de-

cennial census; to authorize the court of county commissioners, board of revenue or other like governing body to designate deputy sheriffs as county traffic control officers and to provide for the payment of their compensation out of funds accruing from the motor vehicle and trailer license taxes; and directing the probate judge to withhold each year \$15,000 from the first moneys collected from the motor vehicle and trailer license taxes to be used for this purpose.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassei	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 1109. To apply only in counties having populations of not less than 75,000 nor more than 90,000; providing an expense allowance for the chairman or president and members of the county commission, or other like governing body of the county.

Was taken up.

S. 1109 INDEFINITELY POSTPONED

On motion of Mr. Cauthen, the bill, S. 1109 was indefinitely postponed.

And the bill:

S. 342. Relating to counties having populations of not less than 10,800 nor more than 19,000, and counties having populations of not less than 65,000 nor more than 110,000; to confer additional authority upon such counties in relation to the construction, leasing, maintenance, and operation

of detention centers for lodging adolescents and persons confined on order of juvenile judges in such counties.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 926. Relating to counties having populations of not less than 23,900 nor more than 24,450 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Benton	Carter	Cottingham
Adams	Boles	Casey	Crawford
Adwell	Boutwell	Cauthen	Cross
Agee	Bowers	Cherner	Crowe
Baker	Brassell	Chesnut	Dill
Bank	Burgess	Collins	Doss
Barkett	Callahan	Connell	Downing
Bassett	Carnes	Coshatt	Drake

Easters	Hill	Naramore	Stewart
Edwards	Hobbie	Nettles	Stokes
Ellis	Jackson	O'Daniel	Straiton
Erdreich	Jones (E)	Owens	Stubbs
Falkenburg	Jones (F)	Parker (H)	Taylor
Fite	King	Parker (T)	Therrell
Flippo	Kinsey	Perloff	Timmons
Gafford	Lutz	Pruitt	Turner
Gloor	McBride	Reed (T)	Turnham
Goodwin	McCluskey	Reid (R)	Waldrop
Grainger	McCorquodale	Reynolds	Wallace
Gray (F)	McDonald	Roberts	Warren
Grey (D)	Manley	Robertson	Weeks
Hale	Mathews	St. John	Williams
Hardin	May	Slate	Wise
Harris	Meeks	Smith (K)	Wood
Headley	Merrill	Smith (P)	Wynot
Hearn	Mims	Snell	

—103

And the bill:

S. 1086. To regulate further the fees and costs which registers are entitled to in cases wherein divorce, alimony, maintenance or support is sought in the circuit court of all counties having a population of not less than 175,000 nor more than 300,000 inhabitants, according to the last federal decennial census.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 506. To create offices of Deputy District Attorney No. 1, Deputy District Attorney No. 2, and Deputy District Attorney No. 3 of the Sixth Ju-

dicial Circuit and provide for the appointment, duties and compensation of such offices.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 1218. To provide an expense allowance for the Judge of the County Court in all counties having populations of not less than 175,000 nor more than 300,000 according to the last and any subsequent federal decennial census and to provide for an effective date for the operation of such act.

Was taken up.

S. 1218 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1218, was indefinitely postponed.

And the bill:

S. 1219. Relating to all counties having populations of not less than 175,000 nor more than 300,000, according to the most recent and any subsequent federal decennial census; to provide for the appointment and compensation of a bailiff in the County Court in such counties; to repeal conflicting laws.

Was taken up.

S. 1219 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1219, was indefinitely postponed.

And the bill:

S. 1237. To amend Section 1 of Act No. 773, S. 621, Approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama, having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Municipal Employees Pension and Relief Funds", so as to make said act applicable only in cities having a population of not less than 150,000, nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

Was taken up.

S. 1237 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1237, was indefinitely postponed.

And the bill:

S. 1238. To alter the boundary lines of the City of Huntsville, Madison County, Alabama, so as to include within the corporate limits of said City, all territory described below.

Was taken up.

S. 1238 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1238, was indefinitely postponed.

And the bill:

S. 1239. To amend Sections 1 and 3 of Act No. 774, S. 626, of the 1951 Regular Session of the Legislature of Alabama, approved September 11, 1951, pertaining to the creation in all cities in the State of Alabama having a population of not less than 110,000 and not more than 250,000, according to the preliminary count of the 1950 Federal Census or any subsequent Regular Decennial Census, special funds to be known as "Policemen's and Firemen's Pension and Relief Funds" so as to make said Act apply only to cities having a population of not less than 150,000 nor more than 250,000, according to the 1970 or any subsequent Federal Decennial Census.

Was taken up.

S. 1239 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1239, was indefinitely postponed.

And the bill:

S. 1256. Providing for the submission to the qualified voters of Madison County the question of whether or not an annual license tax and registration fee shall be levied in an amount not exceeding \$2.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by an individual who is a resident of Madison County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Madison County

with the concurrence of the governing body of the City of Huntsville, providing for the calling, giving of notice, holding, conducting, canvassing, and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and county and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Madison County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Madison County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing emergency medical treatment and emergency transportation, through the use of motor vehicles or aircraft, to the sick and injured within the County of Madison, said service to be maintained in connection with the operation of the Huntsville Hospital Emergency room, or with the operation of the Huntsville Hospital, or in connection with any other public or private hospital within Madison County, Alabama; requiring the proceeds of said license tax and fee to be paid to the Huntsville Hospital Board, Inc., or to any successor public hospital corporation in the event said hospital shall be acquired by such hospital corporation, to be used by said agency for said purpose; and repealing all laws and parts of laws in conflict therewith.

Was taken up.

S. 1256 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1256, was indefinitely postponed.

And the bill:

S. 1257. (With Amendment): To impose a filing fee of One (\$1.00) Dollar on certain instruments, documents and papers filed for record in the office of the Probate Judge of Madison County and to authorize the governing body of Madison County to impose an additional similar filing fee not to exceed Four (\$4.00) Dollars, the funds collected therefrom to be used exclusively for the funding of the mental health program in Madison County.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows:

Change "\$4.00" to "\$2.00" in the title.

Strike Section 2 and insert in lieu thereof the following:

"Section 2. In addition to the fee to be collected by the Probate Judge as set forth in the preceding section of this Act, the Madison County Commissioner may impose an additional fee not to exceed Two (\$2.00) Dollars for filing for record every contract, deed, real estate mortgage, plat, marriage license, official bond, bond of personal representative, such as executors or administrators, decree appointing guardians of minors or persons of unsound mind, or charter to a private corporation. Under no circumstances may the total fee imposed hereunder exceed Three (\$3.00) Dollars."

And the amendment was adopted.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill, S. 1257, as amended:

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Hardin	Nettles
Adams	Cottingham	Harris	O'Daniel
Adwell	Crawford	Headley	Owens
Agee	Cross	Hearn	Parker (H)
Baker	Crowe	Hill	Parker (T)
Bank	Dill	Hobbie	Perloff
Barkett	Doss	Jackson	Pruitt
Bassett	Downing	Jones (E)	Reed (T)
Benton	Drake	Jones (F)	Reid (R)
Boles	Easters	King	Reynolds
Boutwell	Edwards	Kinsey	Roberts
Bowers	Ellis	Lutz	Robertson
Brassell	Erdreich	McBride	St. John
Burgess	Falkenburg	McCluskey	Slate
Callahan	Fite	McCorquodale	Smith (K)
Carnes	Flippo	McDonald	Smith (P)
Carter	Gafford	Manley	Snell
Casey	Gloor	Mathews	Stewart
Cauthen	Goodwin	May	Stokes
Cherner	Grainger	Meeks	Straiton
Chesnut	Gray (F)	Merrill	Stubbs
Collins	Grey (D)	Mims	Taylor
Connell	Hale	Naramore	Therrell

Timmons	Waldrop	Weeks	Wood	
Turner	Wallace	Williams	Wynot	
Turnham	Warren	Wise		—103

And the bill:

S. 1259. To change the method of compensating the Sheriff of Madison County.

Was taken up.

INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1259, was indefinitely postponed.

And the bill:

S. 1260. Relating to counties having a population of not less than 170,000 nor more than 300,000, according to the 1970 or any subsequent Federal Decennial Census; authorizing public hospital corporations organized under the laws of the State of Alabama heretofore or hereafter enacted, with the consent of the governing bodies of said counties and of the largest municipality within said counties to operate a service for the purpose of providing emergency aid, treatment, and emergency transportation for hire to the sick and injured within the counties; providing that such services as are established under the provisions of this act shall be managed, regulated, and controlled by said public hospital corporations; providing that said services may be provided by contract with public or private agencies; authorizing the setting of rates for said services; authorizing the county governing bodies within said population class, and the governing bodies of each municipality within said counties to operate all or any portion of any such service under contract with any such public hospital corporation establishing such service; providing that neither a public hospital corporation as herein described, or any licensee or contractor of said hospital corporation shall use the streets, avenues, alleys or public places of any city or town as contemplated by Section 230 of the Constitution of Alabama, without first obtaining the consent of the proper authorities of such city or town; and repealing all laws or parts of laws in conflict therewith.

Was taken up.

INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1260, was indefinitely postponed.

And the bill:

S. 1264. (With Amendment): Relating to Madison County; to provide that the corporate authorities of any city therein, and the Board of Commissioners, may each establish within the city, or within the county, ambulance service; and that the corporate authorities of any city and the Board of Commissioners may unite in the establishment of such service, making it common for the use of the city and of the county.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Local Legislation No. 4, said Committee amendment being as follows:

Amend Senate Bill 1264 by deleting Section 5 and substituting in lieu thereof the following:

"Section 5. All laws or parts of laws with the exception of all acts passed during the 1971 Regular Session of the Legislature, which are expressly excepted, are hereby repealed to the extent that the same are in conflict herewith."

And the amendment was adopted.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill, S. 1264, as amended:

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Burgess	Cross	Gafford
Adams	Callahan	Crowe	Gloor
Adwell	Carnes	Dill	Goodwin
Agee	Carter	Doss	Grainger
Baker	Casey	Downing	Gray (F)
Bank	Cauthen	Drake	Grey (D)
Barkett	Cherner	Easters	Hale
Bassett	Chesnut	Edwards	Hardin
Benton	Collins	Ellis	Harris
Boles	Connell	Erdreich	Headley
Boutwell	Coshatt	Falkenburg	Hearn
Bowers	Cottingham	Fite	Hill
Brassell	Crawford	Flippo	Hobbie

Jackson	Meeks	Reynolds	Therrell
Jones (E)	Merrill	Roberts	Timmons
Jones (F)	Mims	Robertson	Turner
King	Naramore	St. John	Turnham
Kinsey	Nettles	Slate	Waldrop
Lutz	O'Daniel	Smith (K)	Wallace
McBride	Owens	Smith (P)	Warren
McCluskey	Parker (H)	Snell	Weeks
McCorquodale	Parker (T)	Stewart	Williams
McDonald	Perloff	Stokes	Wise
Manley	Pruitt	Straiton	Wood
Mathews	Reed (T)	Stubbs	Wynot
May	Reid (R)	Taylor	

—103

And the bill:

S. 1272. To amend the title and Section 1 of Act No. 794, H. 1384, of the 1961 Regular Session, pertaining to the coroner in counties having a population of not less than 150,000 nor more than 300,000 according to the most recent federal decennial census, so as to make the same applicable only to counties having a population of 150,000 nor more than 180,000 according to the last or any federal decennial census.

Was taken up.

INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1272, was indefinitely postponed.

And the bill:

S. 1274. To amend Act No. 591, H. 972, 1965 Regular Session, pertaining to probate recording systems in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census, so as to make the same apply only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any federal decennial census.

Was taken up.

INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1274, was indefinitely postponed.

And the bill:

S. 1275. To amend Act No. 323, H. 828, 1959 Regular Session, pertaining to exemption of medical research facilities from building and zoning restrictions and other regulations in counties having a population of not less than 125,000 nor more than 225,000 according to the most recent federal decennial census so as to make the same applicable only to counties having populations of not less than 150,000 and not more than 180,000 according to the last or any subsequent decennial census.

Was taken up.

INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1275, was indefinitely postponed.

And the bill:

S. 1276. To amend the title and Section 1 of Act No. 428, H. 933, of the 1961 Regular Session, pertaining to the establishment of a personnel system in counties having a population of not less than 150,000 nor more than 300,000 and for municipalities in such counties having a population of 5,000 or more people, according to the last or any federal decennial census, so as to make the same applicable only to counties having a population of not more than 150,000 nor less than 180,000 according to the last or any federal decennial census.

Was taken up.

S. 1276 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1276, was indefinitely postponed.

And the bill:

S. 1277. To amend the Title and Section 1 of Act 25, H. 47, 1962 Ex. Sess., p. 36, applying to the payment of benefits when employee is disabled or killed in counties having a population of 150,000 nor more than 300,000 according to the last or the 1960 or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Was taken up.

S. 1277 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1277, was indefinitely postponed.

And the bill:

S. 1278. To amend the title and Section 1 of Act No. 416, H. 917, 1955 Regular Session, approved September 9, 1955, pertaining to employees pensions in counties having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Was taken up.

S. 1278 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1278, was indefinitely postponed.

And the bill:

S. 1279. To amend the title and Section 1 of Act No. 321, S. 344, 1955 Regular Session, approved August 30, 1955, pertaining to pension or retiring allowance plan for employees in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent decennial census.

Was taken up.

S. 1279 INDEFINITELY POSTPONED

On motion of Mr. Grainger, the bill, S. 1279, was indefinitely postponed.

And the bill:

S. 1268. To provide for funds for maintenance, operation and expansion of county mosquito, rodent and other vector control programs within the county health department under the direction of the county health officer in all counties having populations of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census, requiring financing by a one (1) mil property tax.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 551. Relating to counties having not less than 16,350 nor more than 16,650 populations, providing for the payment to the Judge of Probate, and/or Juvenile Court Judge of such counties for expenses of attending conferences of Judge of Probate and Juvenile Court Judges.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Boles
Adams	Baker	Bassett	Boutwell
Adwell	Bank	Benton	Bowers

Brassell	Erdreich	McBride	St. John
Burgess	Falkenburg	McCluskey	Slate
Callahan	Fite	McCorquodale	Smith (K)
Carnes	Flippo	McDonald	Smith (P)
Carter	Gafford	Manley	Snell
Casey	Gloor	Mathews	Stewart
Cauthen	Goodwin	May	Stokes
Cherner	Grainger	Meeks	Straiton
Chesnut	Gray (F)	Merrill	Stubbs
Collins	Grey (D)	Mims	Taylor
Connell	Hale	Naramore	Therrell
Coshatt	Hardin	Nettles	Timmons
Cottingham	Harris	O'Daniel	Turner
Crawford	Headley	Owens	Turnham
Cross	Hearn	Parker (H)	Waldrop
Crowe	Hill	Parker (T)	Wallace
Dill	Hobbie	Perloff	Warren
Doss	Jackson	Pruitt	Weeks
Downing	Jones (E)	Reed (T)	Williams
Drake	Jones (F)	Reid (R)	Wise
Easters	King	Reynolds	Wood
Edwards	Kinsey	Roberts	Wynot
Ellis	Lutz	Robertson	

—103

And the bill:

S. 753. To provide an assistant coroner for counties having a population of not less than 110,000 nor more than 150,000 inhabitants according to the last federal census.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 954. Relating to Marshall County; regulating the place for holding of Circuit and County Courts; to provide a central location for the maintenance of all Circuit and County Court records by the Circuit and County Court Clerk.

Was taken up.

S. 954 INDEFINITELY POSTPONED

On motion of Mr. McDonald the bill, S. 954, was indefinitely postponed.

And the bill:

S. 955. Relating to Marshall County; for the County Commission of Marshall County to employ a County Engineer, and the manner in which he shall be chosen, to fix and designate the duties, powers, and authority of said County Engineer, and to fix the amount of his bond, provide for the approval of same, and the payment of premiums thereon; to provide for the fixing of a scale of wages and salaries; to designate the County Engineer as the person to make requisition for road supplies and equipment; to provide for the setting aside of road funds by the Commission, and for the banking and expenditure of the same; to provide for emergencies; to grant the Commission power and authority to appropriate and set aside a contingent fund, and the purposes for which said contingent fund may be used; to limit the amount of said fund, provide the manner in which said contingent fund may be appropriated and set aside; to repeal all laws in conflict with this Act.

Was taken up.

S. 955 INDEFINITELY POSTPONED

On motion of Mr. McDonald the bill, S. 955, was indefinitely postponed.

And the bill:

S. 1026. Relating to Circuits composed of one County having a population of not less than 110,000 nor more than 160,000: To create and establish therein the office of ex-officio judge of any county court exercising original jurisdiction over general misdemeanor cases.

Was taken up.

Mr. Robertson offered the following substitute to the bill:

A BILL
TO BE ENTITLED
AN ACT

Relating to circuits composed of one county having a population of not less than 110,000 nor more than 160,000; to create and establish in such circuits the office of ex-officio judge of any county court exercising original jurisdiction over general misdemeanor cases; providing for his selection: prescribing his duties, authority, and responsibilities, and fixing his compensation.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created and established the office of ex-officio judge of all county courts exercising original jurisdiction over general misdemeanors in all Judicial Circuits composed of one county having a population of not less than 110,000 nor more than 160,000 according to the most recent or any subsequent decennial census.

Section 2. It shall be the duty of said ex-officio judge to issue legal process from said court, to take affidavits and to issue warrants of arrest returnable to said court, to examine complaints and witnesses and to examine into facts preliminary to the issuance of a warrant of arrest as required by law, and to fix bail in all cases where a person charged with crime is entitled to bail under any warrant issued by him and to keep a record of all processes, warrants and other matters handled by him as ex-officio judge. Said ex-officio judge shall be such a magistrate as has power and authority to issue search warrants.

Section 3. Within fifteen days after the effective date of this act an ex-officio judge shall be appointed by the Governor. Such judge shall hold office until his successor is elected at the general election in 1974 and qualified. Thereafter the ex-officio judge shall be elected every four years.

Section 4. The ex-officio judge provided for herein shall receive a salary of \$9,000 per annum. Such salary shall be payable out of the general fund of the county as the compensation of other county officers are paid.

Section 5. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this act are repealed.

Section 7. This act shall become effective October 1, 1971.

And the substitute was adopted.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Collins	Grainger	Mathews
Adams	Connell	Gray (F)	May
Adwell	Coshatt	Grey (D)	Meeks
Agee	Cottingham	Hale	Merrill
Baker	Crawford	Hardin	Mims
Bank	Cross	Harris	Naramore
Barkett	Crowe	Headley	Nettles
Bassett	Dill	Hearn	O'Daniel
Benton	Doss	Hill	Owens
Boles	Downing	Hobbie	Parker (H)
Boutwell	Drake	Jackson	Parker (T)
Bowers	Easters	Jones (E)	Perloff
Brassell	Edwards	Jones (F)	Pruitt
Burgess	Ellis	King	Reed (T)
Callahan	Erdreich	Kinsey	Reid (R)
Carnes	Falkenburg	Lutz	Reynolds
Carter	Fite	McBride	Roberts
Casey	Flipppo	McCluskey	Robertson
Cauthen	Gafford	McCorquodale	St. John
Cherner	Gloor	McDonald	Slate
Chesnut	Goodwin	Manley	Smith (K)

Smith (P)	Stubbs	Turnham	Williams
Snell	Taylor	Waldrop	Wise
Stewart	Therrell	Wallace	Wood
Stokes	Timmons	Warren	Wynot
Straiton	Turner	Weeks	—103

And the bill, S. 1026, as thus amended, was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	—103

And the bill:

S. 1052. Relating to counties having populations of not less than 16,350 nor more than 16,550, fixing the jurisdiction of the Inferior Courts in such counties; providing for the compensation of special judges in such counties of said Inferior Court.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Chesnut	Downing
Adams	Bowers	Collins	Drake
Adwell	Brassell	Connell	Easters
Agee	Burgess	Coshatt	Edwards
Baker	Callahan	Cottingham	Ellis
Bank	Carnes	Crawford	Erdreich
Barkett	Carter	Cross	Falkenburg
Bassett	Casey	Crowe	Fite
Benton	Cauthen	Dill	Flippo
Boles	Cherner	Doss	Gafford

Gloor	Kinsey	Parker (H)	Straiton
Goodwin	Lutz	Parker (T)	Stubbs
Grainger	McBride	Perloff	Taylor
Gray (F)	McCluskey	Pruitt	Therrell
Grey (D)	McCorquodale	Reed (T)	Timmons
Hale	McDonald	Reid (R)	Turner
Hardin	Manley	Reynolds	Turnham
Harris	Mathews	Roberts	Waldrop
Headley	May	Robertson	Wallace
Hearn	Meeks	St. John	Warren
Hill	Merrill	Slate	Weeks
Hobbie	Mims	Smith (K)	Williams
Jackson	Naramore	Smith (P)	Wise
Jones (E)	Nettles	Snell	Wood
Jones (F)	O'Daniel	Stewart	Wynot
King	Owens	Stokes	

—103

And the bill:

S. 1053. Relating to Choctaw County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 1252. To amend Section 1 of Act No. 421, H. 627, Regular Session 1959 (Acts 1959, p. 1113) which act relates to the Fifth Judicial Circuit; Authorizing the circuit solicitor to appoint a stenographic secretary, and provid-

ing for the payment of such secretary's compensation by the counties composing the circuit.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 1262. To amend further the title and Section 1 of Act No. 32, H. 30, Special Session 1965 (Acts 1965, p. 49), as amended, which provides for expense for members of the boards of education in certain counties classified on a population basis.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Burgess	Cross	Gafford
Adams	Callahan	Crowe	Gloor
Adwell	Carnes	Dill	Goodwin
Agee	Carter	Doss	Grainger
Baker	Casey	Downing	Gray (F)
Bank	Cauthen	Drake	Grey (D)
Barkett	Cherner	Easters	Hale
Bassett	Chesnut	Edwards	Hardin
Benton	Collins	Ellis	Harris
Boles	Connell	Erdreich	Headley
Boutwell	Coshatt	Falkenburg	Hearn
Bowers	Cottingham	Fite	Hill
Brassell	Crawford	Flippo	Hobbie

Jackson	Meeks	Reynolds	Therrell
Jones (E)	Merrill	Roberts	Timmons
Jones (F)	Mims	Robertson	Turner
King	Naramore	St. John	Turnham
Kinsey	Nettles	Slate	Waldrop
Lutz	O'Daniel	Smith (K)	Wallace
McBride	Owens	Smith (P)	Warren
McCluskey	Parker (H)	Snell	Weeks
McCorquodale	Parker (T)	Stewart	Williams
McDonald	Perloff	Stokes	Wise
Manley	Pruitt	Straiton	Wood
Mathews	Reed (T)	Stubbs	Wynot
May	Reid (R)	Taylor	

—103

And the bill:

S. 1265. Relating to all counties having populations of not less than 41,750 nor more than 45,000; providing for compensation or salary of the register of the circuit courts of such counties.

Was read a third time at length and passed.

Yeas 103, Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 1269. Relating to judicial procedure in the Twenty-Ninth Judicial Circuit; regulating and providing further for the separation of the jury by consent in capital or non-capital felony cases in such circuit.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fite	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 1270. To allow prospective jurors to be excused without the presence of the defendant in the Twenty-Ninth Judicial Circuit of Alabama.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Collins	Grainger	Mathews
Adams	Connell	Gray (F)	May
Adwell	Coshatt	Grey (D)	Meeks
Agee	Cottingham	Hale	Merrill
Baker	Crawford	Hardin	Mims
Bank	Cross	Harris	Naramore
Barkett	Crowe	Headley	Nettles
Bassett	Dill	Hearn	O'Daniel
Benton	Doss	Hill	Owens
Boles	Downing	Hobbie	Parker (H)
Boutwell	Drake	Jackson	Parker (T)
Bowers	Easters	Jones (E)	Perloff
Brassell	Edwards	Jones (F)	Pruitt
Burgess	Ellis	King	Reed (T)
Callahan	Erdreich	Kinsey	Reid (R)
Carnes	Falkenburg	Lutz	Reynolds
Carter	Fite	McBride	Roberts
Casey	Flippo	McCluskey	Robertson
Cauthen	Gafford	McCorquodale	St. John
Cherner	Gloor	McDonald	Slate
Chesnut	Goodwin	Manley	Smith (K)

Smith (P)	Stubbs	Turnham	Williams
Snell	Taylor	Waldrop	Wise
Stewart	Therrell	Wallace	Wood
Stokes	Timmons	Warren	Wynot
Straiton	Turner	Weeks	

—103

And the bill:

S. 1271. To abolish the drawing of special venires in capital cases in the Twenty-Ninth Judicial Circuit of Alabama.

Was read a third time at length and passed.

Yeas 103; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reynolds
Adams	Crowe	Jones (E)	Roberts
Adwell	Dill	Jones (F)	Robertson
Agee	Doss	King	St. John
Baker	Downing	Kinsey	Slate
Bank	Drake	Lutz	Smith (K)
Barkett	Easters	McBride	Smith (P)
Bassett	Edwards	McCluskey	Snell
Benton	Ellis	McCorquodale	Stewart
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Bowers	Fitts	Mathews	Stubbs
Brassell	Flippo	May	Taylor
Burgess	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waldrop
Cauthen	Grey (D)	O'Daniel	Wallace
Cherner	Hale	Owens	Warren
Chesnut	Hardin	Parker (H)	Weeks
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Coshatt	Hearn	Pruitt	Wood
Cottingham	Hill	Reed (T)	Wynot
Crawford	Hobbie	Reid (R)	

—103

And the bill:

S. 1222. To provide further for the control of solid wastes in counties having a population of not less than 75,000 nor more than 90,000 according to the most recent federal decennial census, by providing a method of exemption and a penalty for failure to pay fees, charges and rates for such disposal.

Was taken up.

S. 1222. INDEFINITELY POSTPONED

On motion of Mr. Slate, the bill, S. 1222, was indefinitely postponed.

S. 342 RECONSIDERED

Having voted on the prevailing side, Mr. Warren moved to reconsider the vote by which the bill, S. 342, was passed, and the motion was adopted.

Mr. Warren offered the following amendment #1 to the bill:

This Act shall not apply in any County with population not more than 15,800 or less than 15,625.

And the amendment was adopted.

Yeas 56; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Harris	Parker (T)
Adams	Crawford	Jones (F)	Reynolds
Agee	Cross	King	Roberts
Baker	Crowe	Kinsey	Slate
Barkett	Downing	Lutz	Snell
Bassett	Easters	McBride	Stokes
Benton	Ellis	McCorquodale	Straiton
Boutwell	Erdreich	McDonald	Stubbs
Brassell	Falkenburg	Mathews	Taylor
Carnes	Fite	Meeks	Timmons
Carter	Goodwin	Mims	Waldrop
Cauthen	Grainger	Naramore	Warren
Chesnut	Grey (D)	O'Daniel	Williams
Connell	Hardin	Owens	Wynot

—56

Mr. Warren offered the following amendment #2 to the bill, S. 342, as amended:

This Act shall not apply in any County with population not more than 16,500 or less than 16,300.

And the amendment was adopted.

Yeas 66; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Hardin	Reynolds
Adams	Cottingham	Harris	Roberts
Agee	Crawford	Hearn	Slate
Baker	Cross	Hill	Snell
Barkett	Crowe	Jackson	Straiton
Bassett	Doss	Jones (F)	Stubbs
Benton	Downing	King	Taylor
Boles	Easters	Kinsey	Therrell
Boutwell	Ellis	Lutz	Timmons
Bowers	Erdreich	Mathews	Turner
Brassell	Falkenburg	Meeks	Waldrop
Callahan	Fite	Mims	Wallace
Carnes	Flippo	Naramore	Warren
Carter	Gafford	O'Daniel	Williams
Cauthen	Goodwin	Owens	Wise
Chesnut	Grainger	Parker (T)	Wynot
Connell	Grey (D)		

—66

Mr. Crawford offered the following amendment to the bill, S. 342, as amended:

This Act shall not apply in any County with population not more than 13,300 or less than 13,200.

And the amendment was adopted.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Harris	Slate
Agee	Crawford	Hearn	Smith (K)
Baker	Cross	Hill	Snell
Barkett	Crowe	Jackson	Stokes
Bassett	Doss	Jones (E)	Straiton
Benton	Downing	Jones (F)	Stubbs
Boles	Drake	King	Taylor
Boutwell	Easters	Kinsey	Therrell
Bowers	Edwards	Lutz	Timmons
Brassell	Ellis	McBride	Turner
Callahan	Erdreich	Meeks	Turnham
Carnes	Falkenburg	Mims	Waggoner
Carter	Flippo	Naramore	Wallace
Cauthen	Goodwin	O'Daniel	Warren
Chesnut	Grainger	Owens	Williams
Connell	Grey (D)	Reynolds	Wise
Coshatt	Hardin	Roberts	Wynot

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And the bill, S. 342, as amended, was again read a third time at length and passed.

Yeas 71; Nays 0.

Yeas:

Mr. Speaker	Coshatt	Hardin	Slate
Adams	Cottingham	Harris	Smith (K)
Baker	Crawford	Hearn	Stewart
Barkett	Cross	Hill	Stokes
Bassett	Crowe	Jones (E)	Straiton
Benton	Doss	Jones (F)	Stubbs
Boles	Downing	King	Taylor
Boutwell	Drake	Kinsey	Therrell
Bowers	Easters	Lutz	Timmons
Brassell	Edwards	McCluskey	Turner
Burgess	Ellis	Merrill	Turnham
Callahan	Erdreich	Mims	Waggoner
Carnes	Falkenburg	Naramore	Waldrop
Carter	Fite	O'Daniel	Wallace
Casey	Flippo	Perloff	Warren
Cauthen	Gloor	Reynolds	Williams
Chesnut	Goodwin	Roberts	Wynot
Connell	Grainger	St. John	

—71

RESOLUTION

The following resolution was introduced:

By Mr. Kinsey:

H. R. 254. EXPRESSING APPRECIATION TO JUDY BOND, INC.

WHEREAS, the beautiful and fashionable blouses made by Judy Bond, Inc. are favorites nation-wide among discriminating, fashion-conscious women; and

WHEREAS, many of these lovely blouses are made at one of the several Judy Bond plants located in this State, the operation of which contributes immeasurably to the economy of Alabama; and

WHEREAS, Judy Bond, Inc. has generously given each member of the Legislature one of its lovely blouses for his wife; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF ALABAMA, That, on behalf of ourselves and our wives, we heartily thank Judy Bond, Inc. for this magnanimous gesture; we thoroughly appreciate not only their thoughtful generosity in presenting us these beautiful blouses, but we also appreciate the fact that they have located several plants in this State which are a most valuable asset to the State; and we hereby extend to them a warm welcome to Alabama.

BE IT FURTHER RESOLVED That the Clerk of the House shall forward a copy of this resolution to Mr. Jim Byrd, Brewton Fashions, Inc., East Rankin Street, Brewton, Alabama; Mr. Ted Marantz, Judy Bond, Inc., 1375 Broadway, New York, New York 10018; and Mr. Ray Parrot, Red Level Fashions, Brunson Drive, Red Level, Alabama.

On motion of Mr. Kinsey, the rules were suspended and the resolution was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 32. To amend Sections 344, 345, 346, 347, 348, 349, 350 and 351 of Title 45, Code of Alabama 1940, relating to execution of death sentence; so as to provide further for place of execution.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Warren, the House concurred in and adopted the Senate amendment to the bill, H. 32, said Senate amendment being as follows:

Amend the title and body of House Bill 32 by striking the words and figures "Title 45" wherever the same appears, and insert in lieu thereof the words and figures "Title 15."

Yeas 70; Nays 0.

Yeas:

Mr. Speaker	Callahan	Crowe	Flippo
Baker	Carnes	Dill	Gloor
Barkett	Carter	Doss	Goodwin
Bassett	Casey	Downing	Grainger
Benton	Chesnut	Drake	Grey (D)
Boles	Connell	Easters	Hale
Boutwell	Coshatt	Edwards	Hardin
Bowers	Crawford	Erdreich	Harris
Brassell	Cross	Fite	Hearn

Hill	Mims	Reynolds	Therrell
Hobbie	Naramore	Roberts	Timmons
Jackson	Nettles	St. John	Waggoner
King	O'Daniel	Slate	Waldrop
Lutz	Owens	Smith (K)	Wallace
McBride	Parker (T)	Stokes	Warren
McCluskey	Perloff	Straiton	Williams
Mathews	Pruitt	Taylor	Wynot
Meeks	Reid (R)		

—70

And the bill:

H. 32. To amend Sections 344, 345, 346, 347, 348, 349, 350 and 351 of Title 15, Code of Alabama 1940, relating to execution of death sentence; so as to provide further for place of execution.

As amended by the Senate amendment was again read at length and passed.

Yeas 69; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hardin	Perloff
Agee	Cross	Harris	Pruitt
Baker	Crowe	Hearn	Reid (R)
Barkett	Dill	Hill	Reynolds
Bassett	Doss	Hobbie	St. John
Boles	Downing	Jackson	Smith (K)
Boutwell	Drake	Jones (E)	Stokes
Bowers	Easters	King	Straiton
Brassell	Edwards	Lutz	Taylor
Callahan	Erdreich	McCluskey	Therrell
Carnes	Falkenburg	Meeks	Timmons
Carter	Fite	Naramore	Turner
Casey	Flippo	Nettles	Waldrop
Cauthen	Goodwin	O'Daniel	Wallace
Chesnut	Grainger	Owens	Warren
Connell	Grey (D)	Parker (H)	Williams
Coshatt	Hale	Parker (T)	Wynot
Cottingham			

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Report of the Committee on Conference appointed to reconcile the differences between the two Houses on the Senate amendment to the Bill:

H. 2410. To amend the Title, Section 1, Section 2, Section 3, Section 4, Section 5, Section 6, Section 7, and Section 8, of Act No. 432, H. 937, Regular Session 1961 (Acts 1961, p. 469) as last amended, which regulates the office of sheriff; authorizes the sheriff to employ certain personnel; provides for the payment of compensation to the sheriff and the employees of his office; provides for the deposit of all collections by that office; establishes certain exemptions for the sheriff; and designates certain duties to be performed by the sheriff's office in certain counties classified on a population basis of more than 150,000 and less than 180,000.

And said Bill, H. B. 2410, together with the Conference Report is herewith returned to the House.

McDOWELL LEE,
Secretary.

CONFERENCE REPORT ON H. B. 2251

We, the undersigned members of the Committee on Conference, appointed to reconcile the differences between the two houses on the House amendment to H. B. 2251, beg leave to report as follows:

Said Conference Committee has reached an agreement. We recommend that the two houses adopt the following amendment to the bill, H. B. 2251, to-wit:

Amend Section 1 by striking out "The Director shall collect for such abstract the sum of Five Dollars (\$5.00)", and in lieu thereof inserting "The Director shall collect for such abstract the sum of Three Dollars (\$3.00)."

Conferees on part of the Senate

SENATOR E. C. FOSHEE

SENATOR OBIE J. LITTLETON

Conferees on part of the House

REP. LEWIS W. HEADLEY

REP. WALTER OWENS

REP. TOM STUBBS

CONFERENCE COMMITTEE REPORT ADOPTED

On motion of Mr. Stubbs, the House concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 2251, said report being set out in the above and foregoing Report of the Committee on Conference.

Yeas 81; Nays 2.

Yeas:

Mr. Speaker	Chesnut	Gafford	McCluskey
Adams	Collins	Gloor	Manley
Bank	Connell	Goodwin	May
Barkett	Cottingham	Grainger	Meeks
Bassett	Crawford	Grey (D)	Naramore
Boles	Cross	Hale	Nettles
Boutwell	Crowe	Hardin	O'Daniel
Bowers	Dill	Headley	Owens
Brassell	Downing	Hearn	Parker (H)
Burgess	Drake	Hill	Parker (T)
Callahan	Easters	Hobbie	Perloff
Carnes	Edwards	Jones (E)	Pruitt
Carter	Erdreich	Jones (F)	Reid (R)
Casey	Falkenburg	King	Reynolds
Cauthen	Fite	Kinsey	Roberts
Cherner	Flippo	McBride	Robertson

St. John	Straiton	Timmons	Warren
Slate	Stubbs	Waggoner	Williams
Smith (K)	Taylor	Waldrop	Wood
Smith (P)	Therrell	Wallace	Wynot
Stokes			

—81

Nays: Messrs. Lutz and Mathews.

—2

And the bill:

H. 2251. Relating to the furnishing of operating record by the Director of Public Safety and the cost thereof, and amending Section 3 of Act No. 704, General Acts of Alabama 1951, as amended by Act No. 707, General Acts of Alabama 1961, approved September 8, 1961.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 80; Nays 4.

Yeas:

Mr. Speaker	Connell	Headley	Reid (R)
Adams	Cottingham	Hearn	Reynolds
Baker	Crawford	Hill	Roberts
Bank	Cross	Hobbie	St. John
Barkett	Crowe	Jones (E)	Slate
Bassett	Downing	Jones (F)	Smith (K)
Benton	Drake	King	Smith (P)
Boles	Easters	Kinsey	Stokes
Boutwell	Edwards	Lang	Straiton
Bowers	Ellis	McBride	Stubbs
Brassell	Erdreich	McCluskey	Taylor
Burgess	Falkenburg	Manley	Therrell
Callahan	Fite	May	Timmons
Carnes	Flippo	Naramore	Waggoner
Carter	Goodwin	Nettles	Waldrop
Casey	Grainger	O'Daniel	Wallace
Cauthen	Grey (D)	Owens	Warren
Cherner	Hale	Parker (H)	Williams
Chesnut	Hardin	Perloff	Wood
Collins	Harris	Pruitt	Wynot

—80

Nays:

Messrs.:	Gafford	Lutz	Mathews
Dill			

—4

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has non-concurred in the House amendment to the following Bill:

S. 159. Proposing an amendment to the Constitution relating to the Legislative Department.

and requests a Committee on Conference.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. O'Bannon, Dominick and Carr.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Bowers, the House acceded to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 159.

And the Speaker named as a Committee of Conference on the part of the House Messrs. Bowers, Merrill and Stewart.

SPECIAL ORDER

The House proceeded to the consideration of the Special Order.

And the bill:

S. 332. Relating to elections; to amend further Code of Alabama Title 17, Section 145, to define the term "political party".

Was read a third time at length and passed.

Yeas 74; Nays 1.

Yeas:

Mr. Speaker	Dill	Jackson	Reynolds
Barkett	Downing	Jones (E)	Roberts
Bassett	Drake	Jones (F)	Robertson
Benton	Easters	Kinsey	St. John
Boles	Edwards	Lang	Slate
Bowers	Ellis	Lutz	Smith (P)
Brassell	Falkenburg	McCluskey	Snell
Burgess	Fite	McCorquodale	Stokes
Callahan	Gafford	McDonald	Straiton
Carnes	Gloor	Mathews	Stubbs
Carter	Goodwin	Meeks	Therrell
Casey	Grainger	Naramore	Timmons
Cauthen	Grey (D)	Nettles	Turner
Cherner	Hale	Parker (H)	Waggoner
Chesnut	Hardin	Parker (T)	Warren
Collins	Headley	Perloff	Williams
Crawford	Hearn	Pruitt	Wood
Cross	Hill	Reid (R)	Wynot
Crowe	Hobbie		

—74

Nay: Mr. Manley.

—1

And the bill:

S. 542. To amend Section 1 of Act No. 999 of the Regular Session of the Legislature of Alabama, 1969, approved September 12, 1969 (Acts of Alabama 1969, p. 1855), which Act created a retirement system for peace officers as defined therein, so as to include enforcement officers of conservation laws within the provisions of said Act.

Was read a third time at length and passed.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Dill	Jackson	Roberts
Adams	Downing	Jones (E)	Robertson
Baker	Drake	Jones (F)	St. John
Bank	Easters	King	Slate
Barkett	Edwards	Kinsey	Smith (K)
Bassett	Ellis	Lutz	Smith (P)
Benton	Erdreich	McBride	Snell
Boles	Falkenburg	McCluskey	Stokes
Boutwell	Fite	McCorquodale	Straiton
Bowers	Flippo	McDonald	Stubbs
Brassell	Gafford	Manley	Therrell
Callahan	Goodwin	May	Timmons
Carnes	Grainger	Meeks	Turner
Carter	Grey (D)	Namore	Turnham
Casey	Hale	Nettles	Waggoner
Cauthen	Hardin	Parker (H)	Waldrop
Cherner	Harris	Parker (T)	Wallace
Chesnut	Headley	Perloff	Warren
Collins	Hearn	Pruitt	Williams
Crawford	Hill	Reid (R)	Wood
Cross	Hobbie	Reynolds	Wynot
Crowe			

—85

And the bill:

S. 493. To rename the Department of Conservation; to designate and provide for the official titles or classifications of the head and assistant head of the Department and the division heads and certain administrative personnel in the Department.

Was taken up.

S. 493 INDEFINITELY POSTPONED

On motion of Mr. Jones (F), the bill, S. 493, was indefinitely postponed.

And the bill:

S. 1070. To establish a Study Commission on Alabama's Judicial System; to prescribe its powers, functions, purposes and duties; to provide for the membership and officers of said Commission; to authorize such Commission to conduct studies and make recommendations pertaining to the judicial system and the administration of justice in Alabama.

Was read a third time at length and passed.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Cauthen	Doss
Adams	Bowers	Cherner	Downing
Baker	Brassell	Chesnut	Drake
Bank	Burgess	Collins	Easters
Barkett	Callahan	Crawford	Edwards
Bassett	Carnes	Cross	Erdreich
Benton	Carter	Crowe	Falkenburg
Boles	Casey	Dill	Flippo

Gloor	King	Nettles	Stokes
Goodwin	Kinsey	O'Daniel	Straiton
Grainger	Lutz	Parker (H)	Stubbs
Grey (D)	McBride	Perloff	Therrell
Hale	McCluskey	Pruitt	Timmons
Hardin	McCorquodale	Reid (R)	Turnham
Harris	McDonald	Reynolds	Waggoner
Headley	Manley	Roberts	Waldrop
Hearn	Mathews	Robertson	Wallace
Hill	May	St. John	Warren
Hobbie	Meeks	Slate	Williams
Jackson	Merrill	Smith (P)	Wood
Jones (E)	Mims	Snell	Wynot
Jones (F)	Naramore		

—86

And the bill:

S. 1134. Relating to taxation: Exempting nuclear fuel assemblies together with the nuclear material contained therein and other fissionable, fusionable or nuclear materials used or useful in the production of electricity by persons regularly engaged in furnishing electricity to another person or other persons from state, county and municipal taxes, licenses, fees and excises.

Was taken up.

Mr. Turner offered the following amendment to the bill:

Amend Senate Bill 1134 in the title as follows:

By deleting the following words:

“and other fissionable, fusionable or nuclear materials” and substitute in lieu thereof the following:

“and all reprocessed, recycled or residual nuclear fuel by-products, fissionable or otherwise”

Further amend Senate Bill 1134 in Section 1 by deleting the following words:

“and all other fissionable, fusionable or nuclear materials” and substitute in lieu thereof the following words:

“and all reprocessed, recycled or residual nuclear fuel by-products, fissionable or otherwise”

And the amendment was adopted.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Callahan	Downing	Hardin
Adams	Carnes	Edwards	Harris
Baker	Carter	Ellis	Hearn
Bank	Casey	Erdreich	Hill
Barkett	Cauthen	Falkenburg	Hobbie
Bassett	Chesnut	Flippo	Jones (E)
Benton	Collins	Goodwin	Jones (F)
Boles	Crawford	Grainger	King
Boutwell	Cross	Gray (F)	Kinsey
Brassell	Crowe	Grey (D)	Lutz
Burgess	Dill	Hale	McCluskey

McCorquodale	Nettles	St. John	Turner
McDonald	O'Daniel	Slate	Waggoner
Manley	Parker (T)	Smith (K)	Wallace
May	Perloff	Smith (P)	Warren
Meeks	Pruitt	Stokes	Williams
Merrill	Reid (R)	Straiton	Wood
Mims	Reynolds	Therrell	Wynot
Naramore	Roberts	Timmons	

—75

And the bill, S. 1134, as amended, was read a third time at length and passed.

Yeas 72; Nays 8.

Yeas:

Mr. Speaker	Crowe	Hearn	Pruitt
Adams	Doss	Hill	Reid (R)
Bank	Downing	Hobbie	Reynolds
Barkett	Drake	Jones (E)	Roberts
Bassett	Easters	Jones (F)	St. John
Boles	Edwards	King	Slate
Boutwell	Ellis	Kinsey	Smith (K)
Brassell	Eldreich	McCluskey	Smith (P)
Burgess	Falkenburg	McCorquodale	Stokes
Callahan	Fite	McDonald	Straiton
Carnes	Flippo	Manley	Therrell
Carter	Goodwin	May	Turner
Casey	Grainger	Merrill	Waggoner
Cauthen	Gray (F)	Mims	Wallace
Collins	Grey (D)	Nettles	Warren
Connell	Hale	O'Daniel	Williams
Crawford	Hardin	Parker (T)	Wood
Cross	Harris	Perloff	Wynot

—72

Nays:

Messrs.:	Dill	McBride	Parker (H)
Baker	Lutz	Naramore	Timmons
Chesnut			

—8

And the bill:

S. 1169. To provide further for the retirement of highway patrolmen, state troopers and other law enforcement officers of the State Department of Public Safety; to allow such officers to retain their badges, pistols, and certain other equipment upon retirement.

Was read a third time at length and passed.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Cherner	Doss
Adams	Brassell	Chesnut	Downing
Baker	Burgess	Collins	Drake
Bank	Callahan	Connell	Easters
Barkett	Carnes	Crawford	Edwards
Bassett	Carter	Cross	Ellis
Benton	Casey	Crowe	Falkenburg
Boles	Cauthen	Dill	Fite

Flipppo	Jones (F)	Naramore	Snell
Gafford	Kinsey	Nettles	Stokes
Gloor	Lutz	O'Daniel	Straiton
Goodwin	McBride	Owens	Stubbs
Gray (F)	McCluskey	Parker (H)	Therrell
Hale	McCorquodale	Perloff	Timmons
Hardin	McDonald	Pruitt	Turnham
Harris	Manley	Reynolds	Waggoner
Headley	Mathews	Roberts	Wallace
Hearn	May	St. John	Warren
Hill	Meeks	Slate	Williams
Hobbie	Merrill	Smith (K)	Wise
Jackson	Mims	Smith (P)	Wynot
Jones (E)			

—85

And the bill:

S. 1071. To amend Act 493, House 765, Acts of Alabama, 1969, enacted at the 1969 Regular Session of the Legislature of Alabama, to provide for the leasing of heavy duty off-highway construction equipment including the machinery used for grading, drainage; road construction and compaction for the exclusive use of County and municipalities, highways, streets and sanitation departments by the County Board of Revenue, or other similar County governing bodies, the governing bodies of municipalities of the State, and the governing board of instrumentalities of county and municipalities, relative to exemption from the competitive bidding and expenditure of public funds.

Was read a third time at length and passed.

Yeas 66; Nays 17.

Yeas:

Mr. Speaker	Cross	Hobbie	Perloff
Bank	Doss	Jackson	Pruitt
Barkett	Downing	Jones (E)	Reynolds
Bassett	Drake	Jones (F)	Roberts
Boles	Easters	King	St. John
Boutwell	Edwards	Kinsey	Smith (K)
Brassell	Ellis	I ang	Stokes
Burgess	Erdreich	McCluskey	Therrell
Callahan	Falkenburg	McCorquodale	Timmons
Carnes	Fite	McDonald	Turnham
Casey	Goodwin	Manley	Waggoner
Chesnut	Grainger	May	Wallace
Collins	Gray (F)	Mims	Warren
Connell	Grey (D)	Naramore	Weeks
Coshatt	Hale	O'Daniel	Williams
Cottingham	Harris	Parker (T)	Wynot
Crawford	Hearn		

—66

Nays:

Messrs.:	Crowe	Lutz	Parker (H)
Baker	Dill	McBride	Slate
Benton	Flipppo	Meeks	Smith (P)
Carter	Gafford	Nettles	Straiton
Cherner	Hill		

—17

And the bill:

S. 684. To create the Governor's Mansion Advisory Board, hereinafter referred to as Advisory Board, to define its duties with regard to the furnish-

ing, refurbishing and up keep of the Governor's Mansion, and to make an appropriation therefor.

Was taken up.

The question, then, was on the adoption of the amendment reported by the Standing Committee on Ways and Means, said Committee amendment being as follows:

Section 1 of Senate Bill 684 is hereby amended by striking the present Section 1 and inserting in lieu thereof the following:

"Section 1. There is hereby created the Governor's Mansion Advisory Board consisting of eight (8) members: Four (4) of whom shall be ex officio, the wife of the Governor, the director of the Building Commission, the executive director of the Alabama Historical Commission, and the director of the Department of Archives and History; one (1) member appointed by the Speaker of the House of Representatives and one (1) member appointed by the Lieutenant Governor; and two (2) members appointed by the Governor, one for two years and one for four years, and thereafter each member appointed by the Governor shall serve for four years. The term of each member appointed by the Governor shall commence on July 1 of the year in which he is appointed and each shall serve until his successor is appointed and qualified. The members appointed by the Speaker of the House of Representatives and the Lieutenant Governor shall be appointed when this Act becomes effective and thereafter at each organizational session of the Legislature. The Advisory Board shall elect a chairman and a secretary. All members of the Advisory Board shall serve without compensation."

And the amendment was adopted.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Crowe	Hearn	Perloff
Baker	Dill	Hobbie	Pruitt
Bank	Doss	Jones (E)	Reid (R)
Barkett	Downing	Jones (F)	Reynolds
Bassett	Drake	King	St. John
Benton	Easters	Kinsey	Slate
Boles	Edwards	Lang	Smith (K)
Brassell	Ellis	McBride	Stokes
Callahan	Falkenburg	McCluskey	Straiton
Carnes	Fite	McCorquodale	Therrell
Carter	Gafford	McDonald	Timmons
Casey	Goodwin	Mathews	Waggoner
Cherner	Grainger	Meeks	Waldrop
Chesnut	Gray (F)	Mims	Wallace
Collins	Grey (D)	Naramore	Warren
Connell	Hale	Nettles	Weeks
Coshatt	Hardin	O'Daniel	Williams
Crawford	Harris	Parker (H)	Wynot
Cross			

—73

And the bill, S. 684, as amended,

Was read a third time at length and passed.

Yeas 79; Nays 4.

Yeas:

Mr. Speaker	Crowe	Hobbie	Perloff
Adams	Dill	Jackson	Pruitt
Agee	Doss	Jones (E)	Reid (R)
Baker	Downing	Jones (F)	Reynolds
Bank	Drake	Kinsey	Roberts
Barkett	Easters	Lang	St. John
Bassett	Edwards	McBride	Smith (K)
Benton	Ellis	McCluskey	Smith (P)
Boles	Erdreich	McCorquodale	Stokes
Boutwell	Falkenburg	McDonald	Therrell
Brassell	Gafford	Manley	Timmons
Callahan	Goodwin	Mathews	Turnham
Carnes	Grainger	Meeks	Waggoner
Carter	Gray (F)	Mims	Waldrop
Casey	Grey (D)	Naramore	Wallace
Cherner	Hale	Nettles	Weeks
Collins	Hardin	O'Daniel	Williams
Coshatt	Harris	Owens	Wise
Cottingham	Hearn	Parker (H)	Wynot
Crawford	Hill	Parker (T)	—79

Nays:

Messrs.:	King	Lutz	Slate
Cross			—4

H. 1801 RESUMED

And the bill, H. 1801 with Senate amendments, having been temporarily carried over, was again taken up.

Mr. Mathews moved that the House concur in and adopt the Senate amendments to the bill, H. 1801.

MOTION TO TABLE LOST

The motion of Mr. Mathews to table and motion of Mr. Smith (P) that the bill, H. 1801 with Senate amendments, be carried over until 5:30 p. m. was lost.

Yeas 35; Nays 61.

Yeas:

Mr. Speaker	Connell	Hobbie	Pruitt
Agee	Crawford	Jones (F)	Smith (K)
Bank	Crowe	McCorquodale	Straiton
Barkett	Downing	Mathews	Stubbs
Brassell	Drake	Merrill	Therrell
Callahan	Easters	Naramore	Waggoner
Carter	Edwards	O'Daniel	Williams
Casey	Fite	Owens	Wood
Collins	Headley	Perloff	—35

Nays:

Messrs.:	Baker	Boles	Carnes
Adams	Benton	Boutwell	Cauthen

Cherner	Gray (F)	Manley	Smith (P)
Chesnut	Grey (D)	May	Snell
Coshatt	Hale	Meeks	Stewart
Cottingham	Harris	Mims	Stokes
Cross	Hearn	Nettles	Taylor
Dill	Hill	Parker (H)	Timmons
Doss	Jones (E)	Parker (T)	Turnham
Ellis	King	Reed (T)	Waldrop
Erdreich	Kinsey	Reid (R)	Wallace
Falkenburg	Lang	Reynolds	Warren
Flippo	Lutz	Roberts	Weeks
Gafford	McBride	St. John	Wise
Goodwin	McCluskey	Slate	Wynot
Grainger	McDonald		

—61

The question, then, was on the adoption of the motion of Mr. Smith (P) to carry over the bill, H. 1801, with Senate amendments, until 5:30 p. m., and the motion was adopted.

Yeas 69, Nays 31.

Yeas:

Messrs.:	Ellis	Lutz	St. John
Adams	Erdreich	McBride	Slate
Agee	Falkenburg	McCluskey	Smith (P)
Baker	Flippo	McDonald	Snell
Bank	Gafford	Manley	Stewart
Benton	Goodwin	May	Stokes
Boles	Grainger	Meeks	Straiton
Boutwell	Gray (F)	Merrill	Taylor
Carnes	Grey (D)	Mims	Timmons
Cauthen	Hale	Nettles	Turner
Cherner	Harris	Parker (H)	Turnham
Chesnut	Hearn	Parker (T)	Waldrop
Connell	Hill	Pruitt	Wallace
Coshatt	Jackson	Reed (T)	Warren
Cottingham	Jones (E)	Reid (R)	Weeks
Cross	King	Reynolds	Wise
Dill	Kinsey	Roberts	Wynot
Doss	Lang		

—69

Nays:

Mr. Speaker	Crawford	Headley	Perloff
Barkett	Crowe	Hobbie	Smith (K)
Bassett	Downing	Jones (F)	Stubbs
Burgess	Drake	McCorquodale	Therrell
Callahan	Easters	Mathews	Waggoner
Carter	Fite	Namomre	Williams
Casey	Gloor	O'Daniel	Wood
Collins	Hardin	Owens	

—31

SPECIAL ORDER RESUMED

And the bill:

S. 686. To authorize and direct the State Capitol Preservation Commission to organize, supervise, conduct and make a report of and recommendations based on a thorough and complete study of the State Capitol, its history, its architecture and its structural condition, with a view toward deter-

mining whether the public safety is endangered by its condition and the feasibility of restoring the central portion thereof to its 1851-1861 condition, of restoring other portions thereof to their original condition or their condition in some other appropriate era and also determining the most suitable and appropriate use to be made of such restored portion or portions of the Capitol; and to make an appropriation therefor.

Was read a third time at length and passed.

Yeas 77; Nays 7.

Yeas:

Mr. Speaker	Crawford	Hill	Pruitt
Adams	Cross	Hobbie	Reid (R)
Agee	Crowe	Jackson	St. John
Bank	Dill	Jones (E)	Smith (P)
Barkett	Downing	Jones (F)	Snell
Bassett	Drake	Kinsey	Stokes
Benton	Easters	Lang	Straiton
Boles	Edwards	McCluskey	Taylor
Boutwell	Ellis	McCorquodale	Therrell
Brassell	Falkenburg	McDonald	Timmons
Callahan	Fite	Manley	Turner
Carnes	Flippo	May	Turnham
Carter	Grainger	Merrill	Waggoner
Casey	Grey (D)	Mims	Waldrop
Cauthen	Hale	Naramore	Warren
Chesnut	Hardin	Nettles	Weeks
Collins	Harris	Parker (H)	Williams
Connell	Headley	Parker (T)	Wise
Coshatt	Hearn	Perloff	Wynot
Cottingham			

—77

Nays:

Messrs.:	Erdreich	King	Slate
Baker	Gafford	Lutz	Stewart

—7

RESOLUTION

The following resolution was introduced:

By Messrs. Boutwell, Meeks, Jones (E), Boles, Wallace, Bowers, Gafford, Doss, Falkenburg, Erdreich and Cherner:

H. R. 255. Request the President to give consideration to the nomination of Nina Miglinonico for appointment as Justice of the Supreme Court of the United States.

WHEREAS: The President of the United States has made it known that he will give consideration to nominating a woman, to fill the vacancy on the Supreme Court of the United States; and

WHEREAS; Nina Miglinonico, whose biographical sketch is most impressive; Lawyer, Business leader. Born in Birmingham, Alabama. Schools: Howard College, A. B. with honors, Valedictorian of Senior Class; University of Alabama Law School, LL.B. Actively engaged in practice of Law and as Tax Consultant for twenty years. Law Affiliations: Past President, Alabama Women Lawyers Association, served three terms; Past President National Associa-

tion of Women Lawyers; member, Alabama Bar Association, Birmingham Bar Association, American Bar Association; served in House Delegates, (Only woman in 249 man house), American Bar Association, 1959-61. Listed in "Who's Who in America" and "Who's Who Among American Women." United States President's Commission on Status of Women: Member: Committee on Social Insurance and Taxes. Past President, Birmingham Business and Professional Women Club for two years, Past President, Alabama Federation of Business and Professional Women Club, two years, past Legal Advisor, National Federation of Business and Professional Women Clubs (200,000 members). Received Woman of Achievement Award for Alabama, 1954. American Association of University Women: Served as Legislation Chairman, Status of Women Chairman for Birmingham Branch and Alabama Division; has served six years as Member of National Committee on Social and Economic Issues. President Birmingham Branch, Zonta International. Member: League of Women Voters. Served as special Judge for the Records Court of Birmingham. Served as Parliamentarian for several National Conventions and Regional Meetings. Member: Girl Scout Council, Advisory Committee, Jefferson County Division, American Cancer Society, YWCA Board. Has written Articles on Status of Women and Current Legislative Problems in Alabama. Author: Survey of Voting Habits of Women in Jefferson County, Alabama—Study of Laws Pertaining to Family Relations in Alabama. Has spoken on Laws and Problems which face and concern women in almost all of Alabama's 67 Counties. Conference speaker on careers for youth in many colleges and high schools in Alabama and in the South. Selected Birmingham Woman of Year—1963. Member, Birmingham City Council since 1963; and

WHEREAS; Nina Miglionico is well qualified to serve as a Justice of the Supreme Court of the United States; and now therefore, be it resolved by the Legislature of Alabama; THAT WE HEREBY; MEMORILIZE THE PRESIDENT, TO GIVE CONSIDERATION TO THE NOMINATION OF NINA MIGLIONICO FOR APPOINTMENT TO THE SUPREME COURT OF THE UNITED STATES.

Be it further resolved; THAT THE CLERK OF THE HOUSE OF REPRESENTATIVES SEND A COPY OF THIS RESOLUTION TO THE HONORABLE RICHARD M. NIXON, PRESIDENT OF THE UNITED STATES, TO THE HONORABLE JOHN J. SPARKMAN, TO THE HONORABLE JAMES B. ALLEN, UNITED STATES SENATORS; AND TO THE HONORABLE NINA MIGLIONICO.

RULES NOT SUSPENDED

The motion of Mr. Boutwell to suspend the rules in order to take up for immediate consideration the above and foregoing resolution was lost, lacking a four-fifths vote.

Yeas 44; Nays 12.

Yeas:

Messrs.:	Cauthen	Flippo	Jones (E)
Adwell	Cherner	Gloor	King
Baker	Cross	Goodwin	Lang
Bank	Doss	Grainger	Lutz
Bassett	Downing	Gray (F)	McBride
Boles	Ellis	Grey (D)	McCluskey
Boutwell	Erdreich	Hill	May
Carnes	Falkenburg	Jackson	Meeks

Parker (T)	Reynolds	Smith (P)	Wallace	
Perloff	Robertson	Therrell	Weeks	
Reed (T)	St. John	Waldrop	Wynot	
Reid (R)				—44

Nays:

Mr. Speaker	Carter	Easters	O'Daniel	
Barkett	Connell	Hobbie	Taylor	
Benton	Crawford	Merrill	Turner	
				—12

And the resolution, H. R. 255, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

S. J. R. 108. TO FIX A DAY FOR HOLDING THE ELECTION ON CONSTITUTIONAL AMENDMENTS PROPOSED AT THE 1971 REGULAR SESSION OF THE LEGISLATURE.

WHEREAS several amendments to the Constitution of Alabama have been proposed during the current session of the Legislature, and the Acts or resolutions proposing such amendments have provided for the submission thereof at an election to be held on the first Tuesday after the expiration of three months from the final adjournment of the current session of the Legislature; and

WHEREAS the first Tuesday after the expiration of three months from the final adjournment of the current session of the Legislature will fall on December 28, a day in the midst of the usual Christmas holidays when many people will be away from their normal places of voting and therefore unable to vote on such date; and

WHEREAS the Justices of the Supreme Court of Alabama advised the Legislature on former occasions that there are no requirements of law as to the form that a legislative appointment of the day for an election must take, and that the designation of the day may be incorporated in the Act or resolution proposing the amendment or otherwise; and

WHEREAS there is no prohibition in law which prevents a redesignation of a day appointed for holding the election on the constitutional amendments proposed at this current session of the Legislature; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That an election upon each of the amendments proposed during the current session of the Legislature which provided for the submission thereof at a special election to be held on the first Tuesday after the expiration of three months from the final adjournment of the current session of the Legislature shall be held on the third Tuesday in January, 1972.

RESOLVED FURTHER That no election shall be held on the first Tuesday after the expiration of three months from the final adjournment of the current session of the Legislature on any amendments proposed during such current session though the Act or resolution proposing such amendment directs the holding of the election on such date; but instead such amendments shall be submitted at an election to be held as provided in the foregoing paragraph.

RESOLVED ALSO That notice of the election and of the proposed amendments shall be given by proclamation of the Governor, which proclamation shall be published once a week for four successive weeks next preceding the day appointed for the election in a newspaper in each county of the State.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. McCorquodale, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 108, set out in the above and foregoing Message from the Senate.

SPECIAL ORDER RESUMED

And the bill:

S. 1031. To provide an appropriation to the Alabama Forestry Commission for the purchase of land and the construction of various facilities.

Was read a third time at length and passed.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Cross	Hobbie	Parker (H)
Adams	Crowe	Jackson	Perloff
Agee	Downing	Jones (E)	Pruitt
Baker	Drake	Jones (F)	Reid (R)
Barkett	Easters	King	Reynolds
Bassett	Edwards	Kinsey	St. John
Benton	Ellis	Lang	Smith (K)
Boles	Erdreich	Lutz	Smith (P)
Boutwell	Falkenburg	McCluskey	Straiton
Bowers	Flippo	McCorquodale	Stubbs
Brassell	Gafford	McDonald	Taylor
Carnes	Gloor	Manley	Therrell
Carter	Goodwin	May	Turner
Cauthen	Grainger	Meeks	Waldrop
Cherner	Grey (D)	Merrill	Wallace
Chesnut	Hardin	Mims	Warren
Collins	Harris	Naramore	Williams
Connell	Headley	O'Daniel	Wise
Cottingham	Hearn	Owens	Wynot
Crawford	Hill		

—78

MESSAGE FROM THE GOVERNOR

To the House of Representatives

State Capitol

Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 2050 without the Governor's signature and approval.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 22nd day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 2050 without my signature and approval.

RESPECTFULLY,
GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill, H. 2050:

Relating to Circuits composed of one County having a population of not less than 110,000 nor more than 160,000: To create and establish therein the office of ex-officio judge of any county court exercising original jurisdiction over general misdemeanor cases.

Mr. Robertson moved passage of the bill, H. 2050, Governor's veto to the contrary notwithstanding.

And the bill, H. 2050, was again read at length, and the House refused to pass said bill over the veto of the Governor.

Yeas 2; Nays 83.

Yeas: Messrs. Bank and Falkenburg.

—2

Nays:

Mr. Speaker	Cross	Jones (E)	Robertson
Adams	Crowe	Jones (F)	St. John
Agee	Downing	King	Smith (K)
Baker	Drake	Kinsey	Smith (P)
Barkett	Easters	Lang	Snell
Bassett	Edwards	Lutz	Stokes
Benton	Ellis	McCluskey	Straiton
Boles	Erdreich	McCorquodale	Stubbs
Boutwell	Flippo	McDonald	Taylor
Bowers	Gafford	Manley	Therrell
Brassell	Gloor	May	Timmons
Carnes	Goodwin	Meeks	Turner
Carter	Grainger	Merrill	Waldrop
Casey	Grey (D)	Naramore	Wallace
Cauthen	Hardin	O'Daniel	Warren
Cherner	Harris	Owens	Weeks
Chesnut	Headley	Parker (H)	Williams
Collins	Hearn	Perloff	Wise
Connell	Hill	Pruitt	Wood
Cottingham	Hobbie	Reid (R)	Wynot
Crawford	Jackson	Reynolds	

—83

SPECIAL ORDER RESUMED

And the bill:

S. 1229. To transfer the appropriation made by Section 8 (a) (vii) of Act No. 94, H. 47 of the Special Session of 1971, to the Alabama Institute

for the Deaf and Blind, Talladega, Alabama, for acquisition and construction of an eye, ear, nose and throat clinic, to the State Department of Education, Division of Rehabilitation and Crippled Children to be used by such division for the acquisition, construction and equipping of such clinic.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dill	Jones (E)	Reid (R)
Adams	Downing	Jones (F)	Reynolds
Baker	Drake	King	St. John
Barkett	Easters	Kinsey	Slate
Bassett	Edwards	Lang	Smith (K)
Benton	Ellis	Lutz	Smith (P)
Boles	Erdreich	McCluskey	Snell
Boutwell	Falkenburg	McCorquodale	Stokes
Brassell	Fite	McDonald	Stubbs
Carnes	Flippo	Manley	Taylor
Carter	Goodwin	Meeks	Therrell
Cauthen	Grainger	Merrill	Timmons
Cherner	Grey (D)	Mims	Turner
Chesnut	Hale	Naramore	Turnham
Collins	Hardin	Nettles	Waldrop
Connell	Harris	O'Daniel	Wallace
Coshatt	Headley	Owens	Weeks
Cottingham	Hearn	Parker (H)	Williams
Crawford	Hill	Parker (T)	Wise
Cross	Hobbie	Perloff	Wynot
Crowe	Jackson	Pruitt	

—83

And the bill:

S. 1033. To amend Section 6 of Act No. 344, H. 301, approved September 5, 1955, as amended, (Acts of Alabama 1955, p. 780), which created the Fort Morgan Historical Commission so as to provide further for the salaries of the secretary and historian and the assistant secretary of the commission.

Was read a third time at length and passed.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Collins	Falkenburg	Kinsey
Adams	Connell	Fite	Lang
Agee	Coshatt	Flippo	Lutz
Baker	Cottingham	Goodwin	McCluskey
Barkett	Crawford	Grainger	McCorquodale
Bassett	Cross	Grey (D)	McDonald
Benton	Crowe	Hale	Manley
Boles	Dill	Harris	Meeks
Boutwell	Doss	Headley	Merrill
Brassell	Downing	Hearn	Mims
Carnes	Drake	Hill	Naramore
Carter	Easters	Jackson	Nettles
Cauthen	Edwards	Jones (E)	O'Daniel
Cherner	Ellis	Jones (F)	Owens
Chesnut	Erdreich	King	Parker (H)

Perloff	Slate	Taylor	Wallace
Pruitt	Smith (K)	Therrell	Weeks
Reid (R)	Smith (P)	Timmons	Williams
Reynolds	Snell	Turner	Wise
Roberts	Stokes	Turnham	Wynot
St. John	Stubbs	Waldrop	

—83

And the bill:

S. 1145. To further amend Act No. 863, H. 1061, Regular Session 1965 (Acts 1965, p. 1605) which creates the Alabama Space Science Commission and provides for its membership, terms, authority and duties, so as to provide that the employees of said Commission shall be eligible for participation in the state health insurance plan and the state retirement system.

Was read a third time at length and passed.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Doss	Jones (F)	Reid (R)
Adams	Downing	King	Reynolds
Agee	Drake	Kinsey	Roberts
Baker	Easters	Lang	St. John
Barkett	Edwards	Lutz	Slate
Bassett	Ellis	McBride	Smith (K)
Benton	Erdreich	McCluskey	Smith (P)
Boles	Falkenburg	McCorquodale	Snell
Boutwell	Fite	McDonald	Stokes
Brassell	Flippo	Manley	Taylor
Callahan	Gafford	Meeks	Therrell
Carnes	Goodwin	Merrill	Timmons
Carter	Grainger	Mims	Turner
Cauthen	Grey (D)	Naramore	Turnham
Chesnut	Hale	Nettles	Waldrop
Collins	Harris	O'Daniel	Wallace
Connell	Hearn	Owens	Weeks
Cottingham	Hill	Parker (H)	Williams
Cross	Jackson	Perloff	Wise
Crowe	Jones (E)	Pruitt	Wynot
Dill			

—81

And the bill:

S. 375. To amend Subsection I of Section 204, Subsections A, B and D of Section 216, Section 217, Subsection A of Section 218, and Subsection C and Paragraph (1) of Subsection E of Section 240, Title 26, Chapter 4, Code of Alabama 1940, as last amended, relating to transfer of tax rating experience to a successor employer, claim determinations and redeterminations, hearing and decision of disputed claims, assessment of delinquent contributions, and execution, levy and sale for contributions; all relating to unemployment compensation.

Was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Benton
Adams	Baker	Bassett	Boles

Boutwell	Easters	Kinsey	Robertson
Brassell	Edwards	Lang	St. John
Burgess	Ellis	Lutz	Slate
Callahan	Falkenburg	McBride	Smith (K)
Carnes	Fite	McCluskey	Smith (P)
Carter	Flippo	McCorquodale	Snell
Cauthen	Gloor	McDonald	Stokes
Cherner	Goodwin	Manley	Taylor
Chesnut	Grainger	Meeks	Therrell
Collins	Grey (D)	Naramore	Timmons
Connell	Hale	Nettles	Turner
Coshatt	Harris	O'Daniel	Turnham
Cottingham	Hearn	Owens	Waggoner
Cross	Hill	Parker (H)	Waldrop
Crowe	Hobbie	Perloff	Wallace
Dill	Jackson	Pruitt	Warren
Doss	Jones (E)	Reid (R)	Williams
Downing	Jones (F)	Reynolds	Wise
Drake	King	Roberts	Wynot

—84

And the bill:

S. 176. To require physicians and surgeons to report judgments or settlements annually to the State Board of Medical Examiners, and requiring said Board to keep records of all reported judgments and settlements, and take necessary disciplinary action.

Was read a third time at length and passed.

Yeas 82; Nays 1.

Yeas:

Mr. Speaker	Crowe	Jones (F)	Reid (R)
Adams	Doss	King	Reynolds
Bank	Drake	Kinsey	Robertson
Barkett	Easters	Lutz	St. John
Bassett	Edwards	McBride	Smith (K)
Benton	Ellis	McCluskey	Smith (P)
Boles	Erdreich	McCorquodale	Snell
Boutwell	Falkenburg	McDonald	Stokes
Brassell	Fite	Manley	Straiton
Callahan	Flippo	Mathews	Therrell
Carnes	Gloor	Meeks	Timmons
Carter	Goodwin	Merrill	Turner
Casey	Grainger	Naramore	Turnham
Cauthen	Hale	Nettles	Waggoner
Chesnut	Hardin	O'Daniel	Waldrop
Collins	Harris	Owens	Wallace
Connell	Hearn	Parker (H)	Warren
Coshatt	Hill	Parker (T)	Weeks
Cottingham	Hobbie	Perloff	Wise
Crawford	Jackson	Pruitt	Wynot
Cross	Jones (E)		

—82

Nay: Mr. Slate.

—1

And the bill:

S. 178. To authorize the Secretary-Treasurer of the Employees Retirement System to withhold from the retirement pay of any retired State employee the premium on any hospitalization or health group insurance plan.

Was read a third time at length and passed.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Dill	Jones (F)	Robertson
Adams	Doss	King	St. John
Baker	Drake	Kinsey	Slate
Barkett	Easters	Lutz	Smith (K)
Bassett	Edwards	McBride	Smith (P)
Benton	Ellis	McCluskey	Snell
Boles	Erdreich	McDonald	Stokes
Boutwell	Falkenburg	Manley	Straiton
Brassell	Fite	May	Taylor
Burgess	Flippo	Meeks	Therrell
Callahan	Gloor	Naramore	Timmons
Carnes	Goodwin	Nettles	Turner
Carter	Grainger	O'Daniel	Turnham
Casey	Grey (D)	Owens	Waggoner
Cauthen	Hale	Parker (H)	Waldrop
Chesnut	Hardin	Parker (T)	Wallace
Connell	Harris	Perloff	Warren
Coshatt	Hearn	Pruitt	Weeks
Cottingham	Hill	Reid (R)	Williams
Crawford	Jackson	Reynolds	Wise
Cross	Jones (E)	Roberts	Wynot
Crowe			

—85

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 364. To provide a state scholarship program to promote the education of nurses at the Sylacauga Nurses Training School, Sylacauga, Alabama; and making appropriations therefor.

McDOWELL LEE,
Secretary.

And the bill:

S. 421. Relating to banks and banking; amending further Code of Alabama 1940, Title 5, Section 91, which relates to filing fees for permits to transact business; amending such section to prescribe fees to be paid with the application for a permit for the merger of two or more banks, and providing for the disposition of such fees.

Was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Bassett	Callahan	Cherner
Adams	Benton	Carnes	Chesnut
Agee	Boles	Carter	Collins
Baker	Boutwell	Casey	Coshatt
Bank	Brassell	Cauthen	Cottingham

Crawford	Grainger	McCluskey	Smith (K)
Cross	Gray (F)	McCorquodale	Stokes
Crowe	Grey (D)	Mathews	Straiton
Dill	Hale	May	Taylor
Doss	Hardin	Meeks	Therrell
Downing	Harris	Merrill	Timmons
Drake	Headley	Mims	Turner
Easters	Hearn	Naramore	Turnham
Edwards	Hill	Nettles	Waggoner
Ellis	Hobbie	Owens	Waldrop
Erdreich	Jones (E)	Parker (H)	Wallace
Falkenburg	Jones (F)	Parker (T)	Warren
Fite	King	Perloff	Weeks
Flippo	Kinsey	Reid (R)	Williams
Gafford	Lang	St. John	Wise
Gloor	Lutz	Slate	Wynot

—84

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Report of the Committee on Conference appointed to reconcile the differences between the two Houses on the Senate amendment to the Bill:

H. 1811. To amend Section 177, Title 51, of the Code of Alabama of 1940, to increase the license tax levied thereby.

And said Bill, H. B. 1811, together with the Conference Report is herewith returned to the House.

McDOWELL LEE,
Secretary.

RESOLUTION

The following resolution was introduced:

By Mr. Robertson:

H. J. R. 256. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING: That there shall be a joint interim committee of the Legislature to study the functions and activities of all other Interim Committees created by the Legislature. The committee shall be composed of three members of the House of Representatives, appointed by the Speaker of the House, and two members of the Senate, appointed by the President of the Senate. The committee shall elect a chairman and a vice chairman from among its members; and it shall meet at the call of the chairman or at the request of a majority of its members. A meeting called by a majority of its members shall be in writing twenty-four hours prior to the time of the meeting. It shall be the duty of the committee to make a thorough study of the functions and activities of other Interim Committees created by the Legislature. Members of the committee shall receive their regular legislative compensation and allowances for each day they serve, and such compensation and allowances and other expenses of the committee shall be apaid out of funds appropriated for the use of the Legislature.

The committee shall report its findings and recommendations to the Legislature on or before the tenth legislative day of the next regular session and shall thereupon be dissolved.

RULES NOT SUSPENDED

The motion of Mr. Robertson to suspend the rules in order to take up for immediate consideration the above and foregoing resolution was lost.

Yeas 30; Nays 34.

Yeas:

Messrs.:	Cherner	Grey (D)	Reid (R)
Baker	Cottingham	Jones (E)	Reynolds
Benton	Crowe	Jones (F)	Roberts
Boles	Doss	Kinsey	Robertson
Boutwell	Erdreich	Lutz	Slate
Burgess	Falkenburg	Naramore	Therrell
Carnes	Fite	Parker (H)	Wallace
Casey	Grainger	Perloff	—30

Nays:

Mr. Speaker	Connell	Jackson	St. John
Adams	Downing	King	Stokes
Agee	Flippo	Lang	Straiton
Bassett	Gloor	Merrill	Taylor
Bowers	Goodwin	Nettles	Turner
Brassell	Hardin	O'Daniel	Turnham
Callahan	Harris	Owens	Williams
Cauthen	Hill	Pruitt	Wynot
Chesnut	Hobbie		—34

And the resolution, H. J. R. 256, was read and referred to the Standing Committee on Rules.

SPECIAL ORDER RESUMED

And the bill:

S. 179. To appropriate from any funds not otherwise appropriated the sum of Four Hundred Dollars (\$400.00) to pay printing expenses of the Senate incurred in fiscal year ending September 30, 1969.

Was taken up.

S. 179 TEMPORARILY CARRIED OVER

On motion of Mr. Crowe, the bill, S. 179, was temporarily carried over.

S. 772 RECONSIDERED

Having voted on the prevailing side, Mr. Bank moved to reconsider the vote by which the bill, S. 772, was indefinitely postponed, and the motion was adopted.

And the bill:

S. 772. To apply only in counties in the state having a population of not less than 110,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all

elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting center at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting center; and to provide election officers for each voting center designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Was read a third time at length and passed.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Crawford	Jones (E)	Robertson
Adams	Cross	Jones (F)	St. John
Agee	Crowe	King	Smith (K)
Baker	Doss	Lutz	Smith (P)
Bank	Downing	McBride	Stokes
Bassett	Edwards	McCluskey	Straiton
Benton	Ellis	McDonald	Stubbs
Boutwell	Erdreich	Manley	Taylor
Brassell	Falkenburg	Meeks	Therrell
Burgess	Flippo	Naramore	Timmons
Callahan	Gafford	Nettles	Turner
Carnes	Goodwin	O'Daniel	Turnham
Carter	Grainger	Parker (H)	Waggoner
Cauthen	Grey (D)	Parker (T)	Waldrop
Cherner	Hale	Perloff	Warren
Chesnut	Harris	Pruitt	Weeks
Collins	Headley	Reid (R)	Williams
Connell	Hearn	Reynolds	Wise
Coshatt	Hill	Roberts	Wynot
Cottingham	Jackson		

—78

SPECIAL ORDER RESUMED

And the bill, S. 179, having been temporarily carried over:

To appropriate from any funds not otherwise appropriated the sum of Four Hundred Dollars (\$400.00) to pay printing expenses of the Senate incurred in fiscal year ending September 30, 1969.

Was read a third time at length and passed.

Yeas 95; Nays 0.

Yeas:

Mr. Speaker	Callahan	Cross	Flippo
Adams	Carnes	Crowe	Gloor
Agee	Carter	Dill	Goodwin
Baker	Casey	Doss	Grainger
Bank	Cauthen	Downing	Gray (F)
Barkett	Cherner	Drake	Grey (D)
Bassett	Chesnut	Easters	Hale
Benton	Collins	Edwards	Hardin
Boles	Connell	Ellis	Harris
Boutwell	Coshatt	Erdreich	Hearn
Brassell	Cottingham	Falkenburg	Hill
Burgess	Crawford	Fite	Jackson

Jones (E)	Meeks	Roberts	Timmons
Jones (F)	Mims	Robertson	Turner
King	Naramore	St. John	Turnham
Kinsey	Nettles	Slate	Waggoner
Lutz	O'Daniel	Smith (K)	Waldrop
McBride	Owens	Smith (P)	Wallace
McCluskey	Parker (H)	Snell	Warren
McCorquodale	Parker (T)	Stokes	Weeks
McDonald	Perloff	Straiton	Williams
Manley	Pruitt	Stubbs	Wise
Mathews	Reid (R)	Taylor	Wynot
May	Reynolds	Therrell	

—95

And the bill:

S. 350. To clarify the requirements of law respecting publication of certain municipal ordinances and resolutions; and to validate certain leases heretofore entered into by municipalities, notwithstanding the fact that the ordinance or resolution authorizing any such lease was not published.

Was read a third time at length and lost.

Yeas 29; Nays 44.

Yeas:

Messrs.:	Downing	Jones (E)	Robertson
Agee	Easters	King	Slate
Barkett	Falkenburg	McCluskey	Smith (K)
Boles	Flippo	Perloff	Stokes
Cauthen	Goodwin	Pruitt	Therrell
Connell	Hale	Reid (R)	Weeks
Coshatt	Harris	Roberts	Williams
Crawford	Hearn		

—29

Nays:

Mr. Speaker	Chesnut	Grainger	Parker (H)
Adams	Cottingham	Hardin	Reynolds
Baker	Cross	Hill	Smith (P)
Bank	Crowe	Lutz	Stewart
Bassett	Dill	McBride	Timmons
Benton	Doss	McCorquodale	Turner
Brassell	Edwards	Meeks	Turnham
Callahan	Ellis	Mims	Wallace
Carnes	Erdreich	Naramore	Warren
Carter	Fite	O'Daniel	Wise
Cherner	Gafford	Owens	Wynot

—44

And the bill:

S. 117. To amend Title 52, Section 148, 1940 Code of Alabama as amended, and to define a city within the meaning of Title 52, Code of Alabama, 1940.

Was read a third time at length and passed.

Yeas 56; Nays 6.

Yeas:

Mr. Speaker	Baker	Benton	Boutwell
Adams	Bank	Boles	Brassell

Callahan	Gloor	McBride	Slate
Carnes	Goodwin	McDonald	Stokes
Carter	Grainger	Manley	Therrell
Cauthen	Gray (F)	Mims	Timmons
Chesnut	Hale	Naramore	Turner
Cottingham	Hardin	Nettles	Turnham
Cross	Hearn	Parker (T)	Waldrop
Doss	Hill	Perloff	Warren
Downing	Jones (E)	Reynolds	Weeks
Erdreich	King	Roberts	Williams
Falkenburg	Kinsey	Robertson	Wise
Fite	Lutz	St. John	Wynot

—56

Nays:

Messrs.:	Crawford	McCluskey	Taylor
Barkett	Ellis	Smith (K)	

—6

And the bill:

S. 545. To amend Section VII of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to strengthen abatement and prevention of water pollution; and so as to prescribe procedures to be followed in the event an operator uses explosives in a surface mining operation; so as to strengthen grading requirements of affected land.

Was taken up.

Mr. Doss offered the following amendment to the bill:

Section 2 of the Substitute for S. B. 545 is hereby amended to read as follows:

Section 2. The provisions of this Act shall not apply to the surface mining of clay, sand, gravel, and bauxite and the same shall be regulated by the Director of the Department of Industrial Relations.

And the amendment was adopted.

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Brassell	Cottingham	Falkenburg
Adams	Burgess	Crawford	Fite
Agee	Callahan	Cross	Flipppo
Baker	Carnes	Crowe	Gafford
Barkett	Carter	Doss	Goodwin
Bassett	Casey	Downing	Grainger
Benton	Cauthen	Easters	Gray (F)
Boles	Cherner	Edwards	Grey (D)
Boutwell	Connell	Ellis	Hale
Bowers	Coshatt	Erdreich	Hardin

Hearn	Meeks	Reynolds	Timmons
Hill	Mims	Roberts	Turner
Jones (E)	Naramore	Robertson	Turnham
King	Nettles	St. John	Waggoner
Lutz	Owens	Slate	Waldrop
McBride	Parker (H)	Smith (K)	Wallace
McCluskey	Parker (T)	Smith (P)	Warren
McDonald	Pruitt	Stewart	Weeks
Manley	Reid (R)	Stokes	Williams

—76

And the bill, S. 545, as amended, was read a third time at length and passed.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hearn	Reid (R)
Adams	Cross	Hill	Reynolds
Agee	Crowe	Jackson	Roberts
Baker	Doss	Jones (E)	Robertson
Bank	Downing	King	St. John
Barkett	Easters	Lutz	Slate
Bassett	Edwards	McBride	Smith (K)
Benton	Ellis	McCluskey	Smith (P)
Boles	Erdreich	McCorquodale	Stewart
Boutwell	Falkenburg	McDonald	Stokes
Bowers	Fite	Manley	Taylor
Brassell	Flippo	Mathews	Timmons
Burgess	Gafford	May	Turner
Callahan	Gloor	Meeks	Turnham
Carnes	Goodwin	Mims	Waggoner
Carter	Grainger	Naramore	Waldrop
Casey	Gray (F)	Nettles	Wallace
Cauthen	Grey (D)	Owens	Warren
Connell	Hale	Parker (H)	Weeks
Coshatt	Hardin	Parker (T)	Wise
Cottingham	Harris		

—82

And the bill:

S. 546. To amend Section VIII of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to specify additional duties of the inspectors.

Was taken up.

Mr. Doss offered the following amendment to the bill:

Section 2 of the Substitute for S. B. 546 is hereby amended to read as follows:

Section 2. The provisions of this Act shall not apply to the surface mining of clay, sand, gravel, and bauxite and the same shall be regulated by the Director of the Department of Industrial Relations.

And the amendment was adopted.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hearn	Reid (R)
Agee	Crawford	Hill	Reynolds
Baker	Cross	Jackson	Roberts
Bank	Crowe	Jones (E)	Robertson
Barkett	Doss	King	St. John
Bassett	Downing	Lutz	Slate
Benton	Easters	McBride	Smith (P)
Boles	Edwards	McCluskey	Stewart
Boutwell	Ellis	McCorquodale	Stokes
Bowers	Erdreich	McDonald	Therrell
Brassell	Falkenburg	Manley	Timmons
Burgess	Fite	May	Turner
Callahan	Flippo	Meeks	Turnham
Carnes	Gafford	Mims	Waggoner
Carter	Gloor	Naramore	Wallace
Casey	Goodwin	Nettles	Warren
Cauthen	Grainger	Owens	Weeks
Cherner	Gray (F)	Parker (H)	Williams
Chesnut	Grey (D)	Parker (T)	Wise
Connell	Hale	Perloff	Wood
Coshatt	Hardin	Pruitt	

—83

And the bill, S. 546, as amended, was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jackson	Roberts
Adams	Doss	Jones (E)	Robertson
Agee	Downing	King	St. John
Baker	Easters	Lutz	Slate
Bank	Edwards	McBride	Smith (K)
Barkett	Ellis	McCluskey	Smith (P)
Benton	Erdreich	McCorquodale	Stewart
Boles	Falkenburg	McDonald	Stokes
Boutwell	Fite	Manley	Taylor
Bowers	Flippo	May	Therrell
Brassell	Gafford	Meeks	Timmons
Burgess	Gloor	Mims	Turner
Callahan	Goodwin	Naramore	Turnham
Carnes	Grainger	Nettles	Waggoner
Carter	Gray (F)	Owens	Waldrop
Casey	Grey (D)	Parker (H)	Wallace
Cherner	Hale	Parker (T)	Warren
Chesnut	Hardin	Perloff	Weeks
Coshatt	Harris	Pruitt	Williams
Cottingham	Hearn	Reid (R)	Wise
Cross	Hill	Reynolds	Wood

—84

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 876. To amend the title to and Sections 4, 5 and 8 of Act No. 64, S. 63, Special Session of 1971, approved April 29, 1971, entitled, "An Act to authorize Alabama State Docks Department, with the approval of the Governor, to sell and issue from time to time not exceeding \$15,000,000 principal amount of revenue bonds for the purpose of the construction, improvement and equipment of additional seaport facilities at the Port of Mobile for the handling and storage of coal, coke, or any other materials in bulk or containers, or any other method of shipment, to authorize the Department to make temporary loans by the sale and issuance of its bond anticipation notes and to pay such notes and the interest thereon out of proceeds from the sale of the bonds herein authorized; to provide for the details of the bonds and notes issued hereunder, the execution thereof, the method of sale thereof, and the application of the proceeds from the sale thereof; to provide that bonds and notes issued hereunder shall not be or constitute a debt of the State of Alabama, shall not pledge the faith or credit of the State of Alabama, and shall be limited obligations payable solely out of revenues of the said Department derived from the facilities constructed with the proceeds of the said notes and bonds, except that the notes shall also be payable out of the proceeds from the sale of the bonds; to provide for and authorize the pledge of the gross revenues of the said facilities for payment of the said principal and interest and that such pledge will constitute the first charge on the revenues so pledged; to authorize the publication of notice of the adoption of an order authorizing the issuance of bonds hereunder and limiting the time within which any action may be brought to set aside or contest the validity of any such bonds or any proceedings authorizing or any pledge or instrument securing, the said bonds; to provide that all bonds and notes issued hereunder and the income therefrom shall be exempt from all taxation; and to provide that bonds and notes issued hereunder shall be deemed negotiable instruments, and may be used to secure deposits or funds of the State of Alabama or of any instrumentality or agency of the State, and shall be lawful for the investment of fiduciary funds; to authorize the investment of proceeds of the bonds and the notes not presently needed for the purposes for which they are issued; and to provide that the provisions of this Act shall be severable and any portion hereof that may be held invalid shall not affect the remaining portions," so as to include in the revenues pledged to the retirement of the said bonds and notes the proceeds from a coal severance tax and to restrict the monies pledged from the revenues of the Alabama State Docks facility itself to the proceeds from a certain handling charge authorized for this express purpose, and to authorize the Alabama State Docks Department to impose and collect a special handling charge on coal.

Also:

H. 875. To raise revenue by levying an excise and privilege tax on every person engaged in the severance of coal from the soil in this state; to provide for the collection, payment and administration of such tax; to provide for the use of the proceeds of such tax; to provide for refunds of excess taxes; to provide for penalties for violation of the provisions of this Act; and to provide for eventual termination of such tax.

Also:

H. 1805. To make appropriations for the support and maintenance of the Lyman Ward Military Academy.

Also:

H. 880. To raise revenue and to that end to amend further Sections 812, 816 and 819 of Title 51 of the Code of Alabama of 1940, as heretofore amended, dealing with taxation of insurance companies.

Also:

H. 9. To make an additional appropriation from the State treasury to the use of the Legislative Reference Service for the payment of salaries and other expenses.

Also:

H. 221. Creating a bureau of credit unions, the position of supervisor of the bureau of credit unions and a credit union board; providing for the qualifications, duties and responsibilities of the bureau, the supervisor and the board members; and further providing for the examination and supervision of credit unions by the bureau and for the expenses of operating the bureau.

Also:

H. 264. Amending Code of Alabama 1940, Title 28, Sections 285, 293 and 295, all of which relate to credit unions, so as to provide further for lending by such unions, for investments by such unions, for collection by such unions of entrance fees and for loans to officials of the union.

Also:

H. 1808. To make appropriations for support and maintenance of the Marion Institute, located in Perry County.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 10. To amend Section 29, Title 34, Code of Alabama, 1940, as amended, relating to proof of plaintiff's residency when a defendant is a non-resident.

Also:

H. 11. To repeal Section 27 of Title 34 of the Code of Alabama, 1940, which provides further for the alleging and proving of twelve months residence in divorce cases.

Also:

H. 223. Amending Code of Alabama 1940, Title 28, Sections 291, 297, and 298, all of which relate to the business of credit unions, so as to provide further for the approval and making of loans by credit unions and for reserve funds and dividends of credit unions.

Also:

H. 1806. To make appropriations for support and maintenance of the Tuskegee Institute, located in Macon County.

Also:

H. 1807. To make appropriations for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County.

Also:

H. 101. To provide a cost of living increase to certain retired members of the Teachers' Retirement System of Alabama.

Also:

H. 176. To provide a state scholarship program to promote the education of nurses at the School of Nursing, Troy State University; and making appropriations therefor.

Also:

H. 412. To provide a state scholarship program to promote the education of nurses at the School of Nursing of Florence State University; and making appropriations therefor.

Also:

H. 378. To amend Sections 1, 2, 3, and 4 of Act #590, H. 138, Page 827, Volume 2, Acts of Alabama 1957, relating to the provisions of a state scholarship program to promote the education of nurses; and making appropriations therefor.

Also:

H. 400. To amend Sections 1, 2, 3, and 4 of Act No. 591, H. 140, Page 828, Volume 2, Acts of Alabama 1957, relating to the provisions of a state scholarship program to promote the education of nurses; and making appropriations therefor.

Also:

H. 398. To provide a state scholarship program to promote the education of nurses at the School of Nursing, University of South Alabama; and making appropriations therefor.

Also:

H. 108. To provide a state scholarship program to promote the education of nurses at the Division of Nursing, University of Alabama, Huntsville, Alabama; and making appropriations therefor.

Also:

H. 12. To provide a state scholarship program to promote the education of nurses at the Lurleen B. Wallace School of Nursing, Jacksonville State University; and making appropriations therefor.

Also:

H. 167. To make an additional appropriation to the Alabama Board of Nursing for the purchase of office supplies and equipment.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 1804. To make appropriations from the State Treasury for capital improvements.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

SPECIAL ORDER RESUMED

And the bill:

S. 547. To amend Section V of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining

and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to prescribe additional conditions that must be considered before a surface mining permit can be issued.

Was taken up.

Mr. Doss offered the following amendment to the bill:

Section 2 of the Substitute for S. B. 547 is hereby amended to read as follows:

Section 2. The provisions of this Act shall not apply to the surface mining of clay, sand, gravel, and bauxite and the same shall be regulated by the Director of the Department of Industrial Relations.

And the amendment was adopted.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Reid (R)
Adams	Crowe	Jackson	Reynolds
Agee	Doss	Jones (E)	Roberts
Baker	Downing	King	Robertson
Bank	Easters	Lutz	St. John
Barkett	Edwards	McBride	Slate
Bassett	Ellis	McCluskey	Smith (K)
Benton	Erdreich	McCorquodale	Smith (P)
Boles	Falkenburg	McDonald	Stewart
Boutwell	Fite	Manley	Stokes
Brassell	Flippo	May	Therrell
Callahan	Gloor	Meeks	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waggoner
Cauthen	Grey (D)	Owens	Wallace
Chesnut	Hale	Parker (H)	Warren
Connell	Hardin	Parker (T)	Weeks
Coshatt	Harris	Perloff	Wise
Cottingham	Hearn	Pruitt	Wood
Crawford			

—81

And the bill, S. 547, as amended, was read a third time at length and passed.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Bassett	Callahan	Chesnut
Adams	Benton	Carnes	Connell
Agee	Boles	Carter	Coshatt
Baker	Boutwell	Casey	Cottingham
Bank	Brassell	Cauthen	Cross
Barkett	Burgess	Cherner	Crowe

Doss	Hardin	Naramore	Smith (P)
Downing	Harris	Nettles	Stewart
Easters	Hearn	Owens	Stokes
Edwards	Hill	Parker (H)	Taylor
Ellis	Jackson	Parker (T)	Therrell
Erdreich	Jones (E)	Perloff	Timmons
Falkenburg	King	Pruitt	Turner
Fite	Lutz	Reed (T)	Turnham
Flippo	McBride	Reid (R)	Waggoner
Gafford	McCluskey	Reynolds	Wallace
Gloor	McCorquodale	Roberts	Warren
Goodwin	McDonald	Robertson	Weeks
Grainger	Manley	St. John	Williams
Gray (F)	May	Slate	Wise
Grey (D)	Meeks	Smith (K)	Wood
Hale	Mims		

—86

And the bill:

S. 548. To amend Section XI of Act No. 399, 1969 Acts of Alabama (p. 773) entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to increase the penalties prescribed therein; and to provide for a procedure whereby any citizen of this State may, under certain conditions, seek enforcement of the provisions of this act when those whose duty is to enforce said act fail to do so.

Was taken up.

Mr. Doss offered the following amendment to the bill:

Section 2 of the Substitute for S. B. 548 is hereby amended to read as follows:

Section 2. The provisions of this Act shall not apply to the surface mining of clay, sand, gravel, and bauxite and the same shall be regulated by the Director of the Department of Industrial Relations.

And the amendment was adopted.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Callahan	Downing	Grainger
Adams	Carnes	Easters	Gray (F)
Agee	Carter	Edwards	Grey (D)
Baker	Casey	Ellis	Hale
Bank	Cauthen	Erdreich	Hardin
Barkett	Chesnut	Falkenburg	Harris
Bassett	Coshatt	Fite	Hearn
Benton	Cottingham	Flippo	Hill
Boutwell	Cross	Gafford	Jackson
Brassell	Crowe	Gloor	King
Burgess	Doss	Goodwin	Lutz

McBride	Parker (H)	St. John	Turner
McCluskey	Parker (T)	Slate	Turnham
McCorquodale	Perloff	Smith (K)	Waggoner
McDonald	Pruitt	Smith (P)	Wallace
Manley	Reed (T)	Stewart	Warren
May	Reid (R)	Stokes	Weeks
Meeks	Reynolds	Taylor	Williams
Mims	Roberts	Therrell	Wise
Nettles	Robertson	Timmons	Wood
Owens			

—81

And the bill, S. 548, as amended, was read a third time at length and passed.

Yeas 86; Nays 0.

Yeas:

Mr. Speaker	Crawford	Hill	Reid (R)
Adams	Cross	Jackson	Reynolds
Agee	Crowe	Jones (E)	Roberts
Baker	Doss	King	Robertson
Bank	Downing	Lutz	St. John
Barkett	Easters	McBride	Slate
Bassett	Edwards	McCluskey	Smith (K)
Benton	Ellis	McCorquodale	Smith (P)
Boles	Erdreich	McDonald	Stewart
Boutwell	Falkenburg	Manley	Stokes
Brassell	Fite	May	Taylor
Burgess	Flippo	Meeks	Therrell
Callahan	Gafford	Mims	Timmons
Carnes	Gloor	Naramore	Turner
Carter	Goodwin	Nettles	Turnham
Casey	Grainger	Owens	Waggoner
Cauthen	Gray (F)	Parker (H)	Wallace
Chesnut	Grey (D)	Parker (T)	Warren
Collins	Hale	Perloff	Weeks
Connell	Hardin	Pruitt	Williams
Coshatt	Harris	Reed (T)	Wise
Cottingham	Hearn		

—86

And the bill:

S. 549. To amend Section IX of Act No. 399, 1969 Acts of Alabama (p. 773) entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions of the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to increase the penalty for failure to comply with the conditions of the performance bond.

Was taken up.

Mr. Doss offered the following amendment to the bill:

Section 2 of the Substitute for S. B. 549 is hereby amended to read as follows:

Section 2. The provisions of this Act shall not apply to the surface mining of clay, sand, gravel, and bauxite and the same shall be regulated by the Director of the Department of Industrial Relations.

And the amendment was adopted.

Yeas 78; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reid (R)
Adams	Crowe	Jones (E)	Reynolds
Agee	Doss	King	Roberts
Baker	Downing	Lutz	Robertson
Barkett	Easters	McBride	St. John
Bassett	Edwards	McCluskey	Slate
Benton	Ellis	McDonald	Smith (K)
Boles	Erdreich	Manley	Smith (P)
Boutwell	Falkenburg	May	Stewart
Brassell	Fite	Meeks	Stokes
Burgess	Flippo	Mims	Therrell
Callahan	Gafford	Naramore	Timmons
Carnes	Gloor	Nettles	Turnham
Carter	Goodwin	Owens	Waggoner
Casey	Grainger	Parker (H)	Wallace
Cauthen	Gray (F)	Parker (T)	Warren
Chesnut	Hale	Perloff	Weeks
Collins	Hardin	Pruitt	Wise
Connell	Hearn	Reed (T)	Wood
Coshatt	Hill		

—78

And the bill, S. 549, as amended, was read a third time at length and passed.

Yeas 84; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Hearn	Reid (R)
Adams	Crawford	Hill	Reynolds
Agee	Cross	Jackson	Roberts
Baker	Crowe	Jones (E)	Robertson
Bank	Doss	King	St. John
Barkett	Downing	Lutz	Slate
Bassett	Easters	McBride	Smith (K)
Benton	Edwards	McCluskey	Smith (P)
Boles	Erdreich	McDonald	Stewart
Boutwell	Falkenburg	Manley	Stokes
Brassell	Fite	May	Taylor
Burgess	Flippo	Meeks	Therrell
Callahan	Gafford	Mims	Timmons
Carnes	Gloor	Naramore	Turner
Carter	Goodwin	Nettles	Turnham
Casey	Grainger	Owens	Waggoner
Cauthen	Gray (F)	Parker (H)	Wallace
Chesnut	Grey (D)	Parker (T)	Warren
Collins	Hale	Perloff	Weeks
Connell	Hardin	Pruitt	Williams
Coshatt	Harris	Reed (T)	Wise

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RESOLUTION

The following resolution was introduced:

By Mr. Crowe:

H. J. R. 257. **RESOLVED BY THE HOUSE**, the Senate concurring, that the bills, S. 545, S. 546, S. 547, S. 548, and S. 549, which have passed both Houses, be designated and known as the "Wilson-Doss-E. Jones" bills.

Mr. Crowe moved to suspend the rules in order to bring up for immediate consideration the above and foregoing resolution.

Mr. Ellis offered the following substitute to the resolution:

BE IT RESOLVED BY THE LEGISLATURE, BOTH HOUSES THEREOF CONCURRING, That Senate Bills 545, 546, 547, 548 and 549 shall hereafter be referred to as the "Doss-Jones-Wilson Strip Mining Act" in recognition of the work Senator Wilson and Representatives Jones and Doss have done in the passage of these bills.

And the substitute was adopted.

Yeas 65; Nays 4.

Yeas:

Mr. Speaker	Cottingham	Harris	Pruitt
Baker	Crawford	Hearn	Reid (R)
Bank	Cross	Hill	Reynolds
Barkett	Crowe	Jackson	Roberts
Bassett	Doss	King	Slate
Boutwell	Downing	Lutz	Smith (P)
Brassell	Easters	McCluskey	Snell
Burgess	Edwards	McDonald	Stokes
Callahan	Ellis	Manley	Straiton
Carnes	Erdreich	May	Taylor
Carter	Fite	Naramore	Therrell
Casey	Flippo	Nettles	Timmons
Cauthen	Goodwin	Owens	Wallace
Cherner	Grainger	Parker (H)	Warren
Chesnut	Grey (D)	Parker (T)	Weeks
Connell	Hardin	Perloff	Wood
Coshatt			

—65

Nays:

Messrs.:	Dill	Falkenburg	Jones (E)
Boles			

—4

And the resolution, H. J. R. 257, as amended, was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 50. To make further provision for the financing and construction of public roads and bridges in the state; to authorize Alabama Highway Au-

thority to sell and issue from time to time not exceeding \$135,000,000 aggregate principal amount of bonds in addition to those heretofore authorized to be issued by the Authority; to provide for the method of execution of the said bonds and other details pertaining thereto; to provide that the bonds shall be sold only at public sales and to make provisions respecting such sales, and the application of the proceeds from the sale or sales thereof; to provide that bonds issued under this act shall not create an obligation or debt of the state and shall be limited obligations payable solely out of the revenues of the Authority appropriated and pledged in this act; to provide that the said bonds while not registered shall constitute negotiable securities even though payable from a limited source; to provide that bonds at any time issued by the Authority and by Alabama Highway Finance Corporation, or either of them, and at the time outstanding may be refunded by the issuance by the Authority of refunding bonds and that the limitation on the amount of the bonds issued by the said Authority under this act shall not apply to refunding bonds issued under this act; to provide that the bonds and the income therefrom shall be exempt from taxation; to provide that the bonds may be used to secure deposits of funds of the state and its instrumentalities and agencies and shall be lawful for the investment of trust funds; to provide for the use of the proceeds of the bonds; to make appropriations and pledge funds necessary to pay the principal of and interest on the bonds; to authorize the Authority to pledge for payment of the said principal and interest the moneys appropriated and pledged in this act for that purpose; to provide that if any portion of this act is held invalid such holding shall not affect the validity of any other portion hereof; and to specify the effective date of this act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Drake, the House concurred in and adopted the Senate amendments to the bill, H. 50, said Senate amendments being as follows:

Amend House Bill 50 by striking the figures "\$135,000,000" in said bill wherever such figures appear and insert in lieu thereof the figures \$110,000,000."

Amend Section 10 of House Bill 50 as follows:

(A) Strike the word "and" at the end of subsection (d). of Section 10.

(B) Strike the period at the end of subsection (e) of Section 10 and substitute for the period so struck a semicolon followed by the word "and".

(C) Immediately after subsection (e) of Section 10, insert the following:

"(f) To such extent and to such extent only as the revenues appropriated under the foregoing subsections (a), (b), (c), (d) and (e) of this section may not be sufficient to pay at their respective maturities the principal of and interest on the bonds, so much as may be necessary for such purpose [when added to the amounts appropriated in the foregoing subsections (a), (b), (c), (d) and (e)] of the receipts from the fee, in respect of identification markers on motor vehicles, that is provided for in Section 11 of the aforesaid Act No. 674, as amended."

Amend Section 9 of H. B. 50 by adding at the end thereof the following:

"It is the intention of the Legislature that this Act and Act No. 90 adopted at the 1971 Special Session of the Legislature of Alabama be construed together."

Yeas 96; Nays 0.

Yeas:

Mr. Speaker	Cross	Jones (E)	Robertson
Adams	Crowe	Jones (F)	St. John
Agee	Dill	King	Slate
Bank	Downing	Lutz	Smith (K)
Barkett	Drake	McBride	Smith (P)
Bassett	Easters	McCluskey	Snell
Benton	Edwards	McCorquodale	Stewart
Boles	Ellis	McDonald	Stokes
Boutwell	Erdreich	Manley	Straiton
Bowers	Falkenburg	Mathews	Stubbs
Brassell	Fite	May	Taylor
Burgess	Flippo	Mims	Therrell
Callahan	Gafford	Naramore	Timmons
Carnes	Gloor	Nettles	Turner
Carter	Goodwin	O'Daniel	Turnham
Casey	Grainger	Owens	Waggoner
Cauthen	Gray (F)	Parker (H)	Waldrop
Cherner	Hale	Parker (T)	Wallace
Chesnut	Hardin	Perloff	Warren
Collins	Harris	Pruitt	Weeks
Connell	Headley	Reed (T)	Williams
Coshatt	Hearn	Reid (R)	Wise
Cottingham	Hill	Reynolds	Wood
Crawford	Jackson	Roberts	Wynot

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And the bill, H. 50, as amended by the Senate amendments:

H. 50. To make further provision for the financing and construction of public roads and bridges in the state; to authorize Alabama Highway Authority to sell and issue from time to time not exceeding \$110,000,000 aggregate principal amount of bonds in addition to those heretofore authorized to be issued by the Authority; to provide for the method of execution of the said bonds and other details pertaining thereto; to provide that the bonds shall be sold only at public sales and to make provisions respecting such sales, and the application of the proceeds from the sale or sales thereof; to provide that bonds issued under this act shall not create an obligation or debt of the state and shall be limited obligations payable solely out of the revenues of the Authority appropriated and pledged in this act; to provide that the said bonds while not registered shall constitute negotiable securities even though payable from a limited source; to provide that bonds at any time issued by the Authority and by Alabama Highway Finance Corporation, or either of them, and at the time outstanding may be refunded by the issuance by the Authority of refunding bonds and that the limitation on the amount of the bonds issued by the said Authority under this act shall not apply to refunding bonds issued under this act; to provide that the bonds and the income therefrom shall be exempt from taxation; to provide that the bonds may be used to secure deposits of funds of the state and its instrumentalities and agencies and shall be lawful for the investment of trust funds; to provide for the use of the

proceeds of the bonds; to make appropriations and pledge funds necessary to pay the principal of and interest on the bonds; to authorize the Authority to pledge for payment of the said principal and interest the moneys appropriated and pledged in this act for that purpose; to provide that if any portion of this act is held invalid such holding shall not affect the validity of any other portion hereof; and to specify the effective date of this act.

Was again read at length and passed.

Yeas 96; Nays 0.

Yeas:

Mr. Speaker	Crowe	Jones (E)	Roberts
Adams	Dill	Jones (F)	St. John
Agee	Doss	King	Slate
Baker	Downing	Kinsey	Smith (K)
Bank	Drake	Lutz	Smith (P)
Barkett	Easters	McBride	Snell
Bassett	Edwards	McCluskey	Stewart
Benton	Ellis	McCorquodale	Stokes
Boles	Erdreich	McDonald	Straiton
Boutwell	Falkenburg	Manley	Stubbs
Brassell	Fite	Mathews	Taylor
Burgess	Flippo	May	Therrell
Callahan	Gafford	Mims	Timmons
Carnes	Gloor	Naramore	Turner
Carter	Goodwin	Nettles	Turnham
Casey	Grainger	O'Daniel	Waggoner
Cauthen	Gray (F)	Owens	Waldrop
Cherner	Hale	Parker (H)	Wallace
Chesnut	Hardin	Parker (T)	Warren
Collins	Harris	Perloff	Weeks
Connell	Headley	Pruitt	Williams
Cottingham	Hearn	Reed (T)	Wise
Crawford	Hill	Reid (R)	Wood
Cross	Jackson	Reynolds	Wynot

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RECESS

On motion of Mr. Coshatt, the House recessed until 8:00 o'clock p.m.

Yeas 49; Nays 30.

Yeas:

Mr. Speaker	Casey	Hearn	St. John
Adams	Cauthen	Hobbie	Slate
Agee	Connell	Jones (E)	Smith (P)
Baker	Cottingham	McDonald	Straiton
Bank	Cross	Mathews	Stubbs
Barkett	Downing	Naramore	Therrell
Boles	Edwards	Owens	Turner
Boutwell	Gloor	Perloff	Turnham
Brassell	Gray (F)	Reed (T)	Waggoner
Burgess	Grey (D)	Reid (R)	Weeks
Callahan	Harris	Reynolds	Williams
Carnes	Headley	Roberts	Wood
Carter			

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Nays:

Messrs.:	Erdreich	Jackson	Mims
Bassett	Falkenburg	Jones (F)	Nettles
Benton	Flippo	King	Parker (H)
Cherner	Gafford	Kinsey	Stokes
Crawford	Grainger	Lutz	Timmons
Dill	Hale	McCluskey	Warren
Doss	Hardin	Manley	Wise
Ellis	Hill	May	

—30

HOUSE RECONVENED

The hour of 8:00 o'clock p. m. having arrived, the House reconvened. The Speaker called the House to order.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills, your signature thereto is requested:

S. 250. To provide that certain school bus drivers, mechanics, and maintenance workers in any public school or public college within the State may become members of the Teachers' Retirement System of Alabama and shall receive benefits provided under the provisions of the Code of Alabama, 1940, Title 52, Chapter 14, as amended; to place the duty of collecting the employees' contributions to the Teachers' Retirement System on the County and City Board of Education or the governing body of any public school employing such bus drivers, mechanics and maintenance workers, and also the duty of remitting to the Secretary-Treasurer of the Teachers' Retirement System of Alabama the employees' contributions; to provide for payment of employer contributions as necessary and providing for prior service for such school bus drivers, mechanics and maintenance workers out of funds in the Alabama Special Educational Trust Fund, and to make an appropriation to carry out the provisions of this Act.

Also:

S. 506. To create offices of Deputy District Attorney No. 1, Deputy District Attorney No. 2, and Deputy District Attorney No. 3 of the Sixth Judicial Circuit and provide for the appointment, duties and compensation of such offices.

Also:

S. 753. To provide an assistant coroner for counties having a population of not less than 110,000 nor more than 150,000 inhabitants according to the last federal census.

Also:

S. 804. To make unlawful the taking of deer by any means from public waters; to make unlawful the hunting of deer by any means at night; and to prescribe the penalties to be imposed on any person violating the provisions of this Act.

Also:

S. 1052. Relating to counties having populations of not less than 16,350 nor more than 16,550, fixing the jurisdiction of the Inferior Courts in such counties; providing for the compensation of special judges in such counties of said Inferior Court.

Also:

S. 1053. Relating to Choctaw County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Also:

S. 1061. Relating to Wilcox County; to further regulate the taking of fish from public streams and impounded waters; authorizing the taking of catfish by the use of wire mesh baskets, on which a privilege license tax has been paid; prohibiting the sale of fish so taken.

Also:

S. 1086. To regulate further the fees and costs which registers are entitled to in cases wherein divorce, alimony, maintenance or support is sought in the circuit court of all counties having a population of not less than 175,000 nor more than 300,000 inhabitants, according to the last federal decennial census.

Also:

S. 1180. To amend all general laws heretofore passed by the Legislature of Alabama, which according to their terms apply only to counties having a population of not less than 110,000 nor more than 165,000 according to the last or most recent federal census, and not heretofore amended so as to change the population classification to which said Acts apply, and not heretofore repealed, with the exception of Act No. 22, H. 108, approved August 19, 1964, as amended, which is expressly excepted from the operation thereof, so as to change the classification thereof to apply only to counties having a population of not less than 170,000 nor more than 300,000, according to the most recent federal decennial census.

Also:

S. 1252. To amend Section 1 of Act No. 421, H. 627, Regular Session 1959 (Acts 1959, p. 1113) which act relates to the Fifth Judicial Circuit; Authorizing the circuit solicitor to appoint a stenographic secretary, and providing for the payment of such secretary's compensation by the counties composing the circuit.

Also:

S. 1262. To amend further the title and Section 1 of Act No. 32, H. 30, Special Session 1965 (Acts 1965, p. 49), as amended, which provides for expense for members of the boards of education in certain counties classified on a population basis.

Also:

S. 1268. To provide for funds for maintenance, operation and expansion of county mosquito, rodent and other vector control programs within the

county health department under the direction of the county health officer in all counties having populations of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census, requiring financing by a one (1) mil property tax.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 176. Honoring Dr. E. B. Norton, President of Florence State University, for his many years of service to the State of Alabama.

Also:

H. J. R. 177. Commending the Auburn Tigers for their 1971 Gator Bowl Win.

Also:

H. J. R. 178. Honoring Jimmie Rodgers.

Also:

H. J. R. 182. Honoring Dr. Eric Rodgers on his retirement as Dean of the Graduate School of the University of Alabama.

Also:

H. J. R. 183. Mourning the death of Gerald M. Robertson.

Also:

H. J. R. 184. Congratulating Mrs. Debbie Newman Sanford upon winning the title "Mrs. Auburn."

Also:

H. J. R. 187. Commending the Pilot Club International on their 50th Anniversary.

Also:

H. J. R. 189. Congratulating the Alabama Press Association on its 100th Anniversary.

Also:

H. J. R. 193. Commending James G. Murphy, Manager of Chewacla State Park, Auburn, Alabama for the outstanding work accomplished by him during his administration as manager.

Also:

H. J. R. 196. Mourning the death of Walter G. Burch.

Also:

H. J. R. 202. Commending Mr. Jack Jones of Mentone, DeKalb County, Alabama on developing an outstanding and unusual tourist resort known as Cloudmont Ski Resort at Mentone.

Also:

H. J. R. 204. Commending the 151st Army Band, Alabama National Guard.

Also:

H. J. R. 206. To designate October 24-30 as American Education Week in Alabama.

Also:

H. J. R. 213. Death of Judge William L. Longshore Mourned.

Also:

H. J. R. 215. Naming Alabama Highway 22 between Selma and Clanton the "Bull Connor" Highway.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 326. To amend Section 2 of Act No. 833, S. 128, Regular Session 1965 (Acts 1965, p. 1564), which act creates the State Employees' Insurance Board; so as to change the composition of the board's membership.

Also:

H. 2242. To provide for an increase in salary for all capitol security officers, patrolmen, night watchmen and guards; to provide for an increase in salary for the Chief of Capitol Security and to make available all necessary equipment for the performance of their duties.

Also:

H. 664. To propose an amendment to the Constitution of Alabama to abolish justices of the peace.

Also:

H. 665. To abolish the jurisdiction of justices of the peace and notaries public ex officio justices of the peace elected or appointed for any precinct in Alabama in criminal and quasi-criminal cases.

Also:

H. 609. To regulate the practice of Landscape Architecture; to provide for the registration of qualified persons as professional Landscape Architects; to create a State Board of Registration for Professional Landscape Architects; to provide for the appointment and compensation of its members; to fix the term of members of the Board and to define the powers and duties of the Board; to provide the minimum qualifications and other requirements for registration; to establish fees with expiration and renewal requirements; and to provide for the enforcement of this Act and penalties for its violation; and to repeal conflicting laws.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2464. Relating to taxation; to amend Title 51, Code of Alabama 1940, as heretofore amended, so as to exempt from ad valorem taxation certain raw materials used in manufacture of textile products.

Also:

H. 1081. To amend Title 51, section 787(e), as amended, Code of Alabama 1940, so as to make the sale of building materials, fixtures, or other equipment to a manufacturer or builder of modular buildings for use in manufacturing, building or equipping a modular building ultimately becoming a part of real estate situated in Alabama a sale at retail.

Also:

H. 1082. To further amend section 1(j), Act No. 100, Second Special Session, Legislature of 1959, as amended by Act No. 577, Acts of Alabama 1965, and Act No. 692, Acts of Alabama 1965, so as to make the sale of building materials, fixtures or other equipment to a manufacturer or builder of modular buildings for use in manufacturing, building or equipping a modular building ultimately becoming a part of real estate situated in Alabama a sale at retail.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 228. To fix the fee for issuance of pistol permits in Marion County, Alabama; providing for the deposit of such fees; and to create a fund to be designated the Sheriff's Fund; and providing for the use of such fund for law enforcement purposes; and to validate prior collections and expenditures from such collections; and to repeal all laws and parts of laws in conflict herewith, especially Act No. 28, H. 43, Special Session of the 1970 Legislature.

Also:

H. 229. Relating to Marion County; providing an expense allowance for deputy sheriffs in said county.

Also:

H. 231. To extend, alter and rearrange the boundary lines and corporate limits of the Town of Hamilton, in Marion County, Alabama.

Also:

H. 232. To amend the title and Section 1 of Act No. 359, H. 905, Regular Session 1969 (Acts 1969, p. 731), which act provides an expense allowance for members of the county board of equalization, in certain counties classified on a population basis.

Also:

H. 236. To amend the title and Section 1 of Act No. 178, H. 741, Regular Session 1969 (Acts 1969, p. 486), which act provides for the expenses of members of the Boards of Education in certain counties classified on a population basis.

Also:

H. 237. To amend the title and Section 1 of Act No. 27, H. 79, 3rd Special Session 1965 (Acts 1965, p. 235), which act authorizes the governing bodies of certain counties classified on a population basis to set aside, appropriate, use, and expend county funds to contribute to non-profit community action committees.

Also:

H. 241. To amend the title and Section 1 of Act No. 635, H. 1066, Regular Session 1965 (Acts 1965, p. 1156), which act provides for a secretary-stenographer for the courts of certain counties classified on a population basis.

Also:

H. 243. To amend the title and Section 1 of Act No. 853, H. 1167, Regular Session 1969 (Acts 1969, p. 1559), which act regulates the compensation of jurors in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 1526. To further regulate the late fee collected in the tax collectors office in all counties having a population of not less than 55,500 nor more than 56,500, according to the most recent federal decennial census.

Also:

H. 1767. To provide for expense allowances for the Judge of the Intermediate Court in certain counties classified on a population basis.

Also:

H. 2366. To amend Section 2 of Act No. 247, Acts of Alabama 1965, page 357, an Act to provide a Personnel Appeals Board for Shelby County, so as to further define the term "Employee" within the purview of such Act; and to specify that the name of the Shelby County Governing body in said Act shall be, "Shelby County Commission."

Also:

H. 2408. To amend the title and Section 1 of Act No. 145, H. 199, Special Session 1964 (Acts 1964, p. 212) which authorizes housing authorities incorporated under the provisions of the Code of Alabama 1940, where the employees of said housing authorities are subject to the provisions of the merit system to enter into a contract for the services of a director and assistant director and fix the compensation thereof; empowers said director and the assistant director to act as liaison personnel between the cities, the Regional Director and to negotiate with citizens affected by the overall plan of Urban Redevelopment; designates such other duties as may be provided in said contract in order to expedite Title I of the Federal Housing Act of 1949, as amended, provides that said contract shall be approved by the Regional Director in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 244. To amend the title and Section 1 of Act No. 119, H. 284, Regular Session 1969 (Acts 1969, p. 396), which act provides for the compensation and meeting days of the jury commissions in certain counties classified on a population basis.

Also:

H. 245. To amend the title and Section 1 of Act No. 67, H. 740, Regular Session 1969 (Acts 1969, p. 358), which act provides for additional expenses of Chief Deputy Sheriffs in certain counties classified on a population basis.

Also:

H. 247. To amend the title and section 1 of Act No. 146, H. 151, Special Session 1962 (Acts 1962, p. 188), which act fixes the compensation of the county solicitors of certain counties classified on a population basis.

Also:

H. 248. To amend the title and section 1 of Act No. 135, H. 123, Special Session 1962 (Acts 1962, p. 176), which act provides additional compensation and allowances for certain election officers in certain counties classified on a population basis.

Also:

H. 249. To amend the title and section 1 of Act No. 76, H. 128, Special Session 1962 (Acts 1962, p. 99), which act provides for the uniform operation of school terms in certain counties classified on a population basis.

Also:

H. 252. To repeal Act No. 65, H. 738, Regular Session 1969 (Acts 1969, p. 356), and Act No. 360, H. 906, Regular Session 1969 (Acts 1969, p. 731), which acts apply only to counties having populations of not less than 20,100 nor more than 21,850 according to the 1960 federal decennial census, and provide for expense allowances for members of the governing bodies of such counties.

Also:

H. 253. To apply only to counties having a population of not less than 22,575, nor more than 23,800 according to the most recent federal decennial census; to provide an expense allowance for deputy sheriffs in such counties.

Also:

H. 585. To amend Section 2 of Act No. 130, H. 184, Second Special Session 1965 (Acts 1965 Second Special Session, p. 183), which Act provides for the selection of textbooks and instructional material for use in the public schools in counties classified on a population basis.

Also:

H. 242. To amend the title and Section 1 of Act No. 813, H. 1264, Regular Session 1965 (Acts 1965, p. 1520), which act relates to admissibility of evidence in civil actions in courts of certain counties classified on a population basis.

Also:

H. 547. To extend, alter and rearrange the boundary lines and corporate limits of the Town of Weston, in Marion County, Alabama.

Also:

H. 2725. To extend, alter and rearrange the boundary lines and corporate limits of the Town of Hackleburg, in Marion County, Alabama.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2343. To abolish justices of the peace and justice courts in both criminal and civil matters and to provide in lieu thereof a court in each county and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said court; providing for its officers, and their appointment; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing

for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for additional powers of all of the chief law enforcement officers on duty during certain nighttime hours relating to cases over which the court hereby established has jurisdiction; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before said court.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Cauthen, the House concurred in and adopted the Senate amendments to the bill, H. 2343, said Senate amendments being as follows:

A BILL TO BE ENTITLED AN ACT

To abolish justices of the peace and justice courts in both criminal and civil matters and to provide in lieu thereof a court in each county and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said court; providing for its officers, and their appointment; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for additional powers of all of the chief law enforcement officers on duty during certain nighttime hours relating to cases over which the court hereby established has jurisdiction; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before said court.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby established and created in each county in the State of Alabama where the provisions of this Act are adopted as herein provided a Court of limited jurisdiction which shall be called the Justice Court of each said county.

Section 2. Jurisdiction: The Court hereby created shall not be a court of record and shall have and exercise the jurisdiction formerly exercised by justices of the peace, together with the jurisdiction herein provided, to wit:

(a) Civil:

(1) All actions founded on contract, when the sum claimed does not exceed \$300.00.

(2) Of all actions founded on any wrong or injury when the damages claimed do not exceed \$300.00, except in actions of libel, slander, assault and battery, and ejectment, of which actions they have not jurisdiction.

(3) All actions of forcible entry and unlawful detainer.

(4) All actions brought to recover specific property, when the value does not exceed \$300.00.

(5) In such other cases as jurisdiction is, or may be given by law, not contrary to the Constitution.

(b) Criminal: To exercise jurisdiction in all such criminal matters and causes heretofore exercised or formerly exercised by justices of the peace, and, in addition, actions for issuance of worthless checks and for actions involving illegal possession of prohibited liquors.

Section 3. Practice and Procedure. The court is hereby vested with all the powers, duties and authority heretofore vested in justices of the peace in this State except as may be herein otherwise provided, including, but not limited to those set forth in Title 13, Sections 384 through 505, Code of Alabama 1940, as last amended, and all laws and rules of practice with reference to process, pleading and practice and appeals and all such statutes and rules of practice formerly pertaining to justice of the peace courts shall be applicable to criminal and civil causes brought before this court. All issues of law or fact shall be tried by the court without the aid of a jury.

Section 4. Precincts or Districts: Any distinction between precincts and counties, for the purpose of the creation or operation of this court, is hereby abolished

Section 5. Appointment, Salary and Term: The judge or judges of said court shall be appointed by a committee in each county consisting of the circuit judge or judges, the chairman of the board of county commissioners or other governing body of said county, and the judge or judges of each of any other court of record in said county, and said judge or judges so to be appointed shall be, when practicable, learned in the law, but when a person learned in the law is not, in the judgment of the appointing committee reasonably available to fill the appointment or the vacancy in said court, then said judge may be appointed without regard to legal training or experience. The term of office shall be for two (2) years and the judge may be removed for cause or for any other reason which would disqualify any court of record of this state from holding office. Vacancies in said judgeship shall be filled by appointment of the aforescribed committee within ten (10) days after said vacancy occurs. Said judge must be twenty-one years of age or older, shall be a qualified voter in said county, and must be of good moral character, and must possess those personal character qualifications required by law of the judges of court of record in this state.

Said committee shall be and hereby is vested with authority and empowered to set the salary of the judge of the court hereby created, which said salary shall not be less than \$5,000.00 nor more than \$12,000.00 per annum, payable in equal monthly installments to be paid out of the general fund of the county in which said court is located. The salary of said judge may be increased by said committee from time to time during the term of office of said judge, but shall not be increased more than one (1) time each year. Said judge shall be entitled only to compensation in the form of salary as hereinabove provided.

(a) When there is in existence in any county of this State an Inferior, County, Superior, or other court having substantially the same jurisdiction, along with any other jurisdiction granted to it by law, as the court created in this act, the committee provided for in this Section may provide that the salary of the judge of such court may be increased to the \$12,000.00 per annum provided in this Section and said salary shall be paid in the same manner as provided for herein.

Section 6. Trial of Causes: The judge shall be available for trial of cases, either civil or criminal, or both, on a five day per week basis. The judge of said court shall maintain an office in the courthouse of said county and shall remain open Monday through Friday of each week during the hours that the other county offices are open. The judge may also sit at such other places within the county as he may determine.

Section 7. Conflicts: The judge of said court shall not engage in the practice of law or in any other business or occupation or endeavor for gain while in office which would or may constitute a conflict of interest or interfere with the operation of the court.

Section 8. Clerk: The judge shall have the authority to hire a secretary and such additional clerical assistants as may be approved by the county governing body; said secretary shall be the ex officio clerk of said court. The annual salary of such secretary and any other clerical assistants, if any, shall be set by the governing body of the county in which said court is located. The judge shall have the right to remove or hire such other clerical help as the county governing body shall authorize. The secretary serving as said ex officio clerk shall receive no fees and shall receive no other monies other than a salary which shall be paid out of the general fund of the county. It shall be the duty of the ex officio clerk to maintain the records of the court, to serve as secretary to the court, and to perform other duties requested by the judge of said court. Any other provision relating to the operation of said office notwithstanding, the court shall make a file on each case on forms provided by the county governing body, said file shall not be removed from the office of the court for any cause except by the judge of another court, and said file shall constitute the official record of said court. Said records, after three (3) years following the termination of each case, or the appeal in the event there is appeal, may be disposed of by said court. The judge of said court shall maintain at all times order and decorum in said court. If the judge should desire, a deputy or deputies appointed by the sheriff, said appointment to be approved by the judge, shall be required to attend said court to preserve order and execute all writs which may by law be permitted and to perform all such other duties in all respects as in the circuit courts of this state. The court shall have no reporter. The ex officio clerk of said court shall also serve as the bailiff of said court but shall receive no additional compensation therefor.

Section 9. Seal: The court shall have and maintain an official seal of said court.

Section 10. Fines, Costs and Fees: All laws pertaining to costs and fees in the cases in justice of the peace courts as heretofore provided by the general laws of this state shall be applicable to this court except as herein otherwise provided. Any law to the contrary notwithstanding, all fees, and costs shall be collected by and paid by the court into the general fund of the county in which said court is held.

Section 11. Special Magistrates: During the hours from 6:00 o'clock P.M. to 7:00 o'clock A.M. on each day of the week, the chief law enforcement officer of the county on duty during these hours, and each chief law enforcement officer on duty of each municipality located in said county, be and hereby are designated for the purposes of issuing warrants of arrest and search warrants, and approving appearance bonds and taking cash bonds as a special magistrate as set forth in Title 15, Section 399, Code of Alabama 1940, as amended. In each case where said special magistrate should issue a

writ of arrest or search warrant, or accept a bond or cash bond, said magistrate shall, on the next day said court is open, deliver all papers, monies, thereto related to said court, and receive a receipt therefor. Said special magistrate shall be bonded in the amount of \$5,000, the premium for which shall be paid by the County.

Section 12. Forms for Pleading: In matters of a civil nature, the court shall be responsible for making available at several practical and convenient locations in each county simplified printed forms for actions on account and garnishment actions, for the convenience of the general public.

Section 18. Effective Date: This Act shall become effective three months from the date on which it is signed by the Governor or upon its otherwise becoming law.

Amend Section 5 by adding the following sub-section: "(b) Any provision of this Act to the contrary notwithstanding the provisions of this Act shall not apply in Wilcox, Conecuh and Monroe Counties,"

Yeas 28; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Grey (D)	Parker (T)
Baker	Drake	Hearn	Reid (R)
Bassett	Easters	Hill	Reynolds
Bowers	Edwards	Lang	Robertson
Carnes	Fite	Lutz	Therrell
Carter	Flippo	Meeks	Wallace
Cherner	Goodwin	Merrill	Wynot

—28

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

And the bill, H. 2343, as amended by the Senate amendments, was again read at length and passed.

Yeas 53; Nays 0.

Yeas:

Mr. Speaker	Connell	Hill	Pruitt
Adams	Dill	Jones (E)	Reid (R)
Baker	Drake	Jones (F)	Reynolds
Barkett	Easters	Lang	Robertson
Bassett	Edwards	Lutz	Slate
Boles	Fite	McBride	Snell
Boutwell	Flippo	Manley	Stubbs
Bowers	Goodwin	Meeks	Taylor
Carnes	Grainger	Merrill	Therrell
Carter	Grey (D)	Naramore	Timmons
Casey	Hale	Nettles	Wallace
Cauthen	Hardin	Parker (H)	Wood
Cherner	Hearn	Perloff	Wynot
Chesnut			

—53

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2860. Relating to counties having populations of not less than 57,000 nor more than 61,000; to require the county commission in any such county to provide not less than 10 deputy sheriffs, and to prescribe the compensation of such deputies.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Kinsey, the House concurred in and adopted the Senate substitute to the bill, H. 2860, said Senate substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having populations of not less than 57,000 nor more than 61,000; to require the county commission in any such county to provide not less than 10 deputy sheriffs, and to prescribe the compensation of such deputies.

Be It Enacted by the Legislature of Alabama:

Section 1. The County Commission of all counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census shall employ not less than 10 deputy sheriffs and also a chief deputy, at any time to serve at the pleasure of the county sheriff. The salary of each deputy shall be not less than \$5,400 nor more than \$7,200. The salary of Chief Deputy Sheriff shall be not less than \$6,000 nor more than \$8,400 per annum. The exact amount of each of such salaries shall be fixed by the county governing body on recommendation of the sheriff and shall be paid in equal monthly installments from the county treasury.

Section 2. All laws or parts of laws which conflict with this act are repealed.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

And the substitute was adopted.

Yeas 41; Nays 0.

Yeas:

Mr. Speaker	Casey	Grainger	Manley
Baker	Chesnut	Grey (D)	May
Bassett	Dill	Hale	Meeks
Benton	Doss	Hardin	Nettles
Boles	Drake	Hill	Parker (H)
Boutwell	Fite	Jones (E)	Parker (T)
Carnes	Flippo	Kinsey	Perloff
Carter	Goodwin	Lutz	Pruitt

Reid (R)
Reynolds
Robertson

Snell
Stubbs

Therrell
Timmons

Wallace
Wynot

—41

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

And the bill, H. 2860, as amended by the Senate substitute, was again read at length and passed.

Yeas 45; Nays 0.

Yeas:

Mr. Speaker
Adams
Baker
Bassett
Benton
Boles
Boutwell
Carnes
Carter
Casey
Cherner
Chesnut

Connell
Dill
Drake
Easters
Flippo
Goodwin
Grainger
Grey (D)
Hale
Hardin
Hill

Jones (E)
Kinsey
Lang
Lutz
Manley
Meeks
Mims
Naramore
Nettles
Parker (H)
Perloff

Pruitt
Reid (R)
Reynolds
Robertson
Snell
Stubbs
Therrell
Timmons
Wallace
Wood
Wynot

—45

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 174. To amend Title 13, Section 255, Code of Alabama 1940, as last amended, relating to the appointment of certain deputy district attorneys and their salaries.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills and Senate Joint Resolutions, your signature thereto is requested:

S. 478. Creating and establishing a county-wide personnel system for all counties of the State of Alabama having a population of not less than 150,000 people and not more than 180,000 people and for municipalities in such counties having a population of 5,000 or more people, all according to the last or any subsequent Federal Census; providing for a personnel department to be composed of a personnel board and a personnel director; providing for the composition, powers, duties, functions and expenses of the Board and for the selection and compensation of its members; providing for the continued service of any board presently serving under any prior Act of the Legislature; providing for the selection, powers, duties and compensation of the personnel director; to require certification of county, municipal, public corporation, board and commission payrolls; making it a misdemeanor to violate the provisions of the Act; repealing all laws or parts of laws inconsistent with the provisions hereof; and providing for an effective date of this Act.

Also:

S. 664. Authorizing consent to legally authorized medical, dental, health and mental health services by some minors, minor parents and others and not requiring consent under certain circumstances or conditions and providing indemnity from damages by persons relying on these consents.

Also:

S. J. R. 114. INVITATION TO BOBBY AND DONNIE ALLISON TO VISIT THE LEGISLATURE.

Also:

S. J. R. 7. THE CREATION OF A HIGHWAY POLICY AND PLANNING COMMISSION.

Also:

S. 75. To further regulate corporations of the type commonly known as 'private foundations' so as to conform the operations thereof to the applicable provisions of the United States Internal Revenue Code of 1954 as amended by said Tax Reform Act of 1969, and to repeal that portion of any laws of this State in conflict herewith.

Also:

S. 77. To further regulate certain trusts in the nature of private foundations or split interest trusts as these terms are employed in the Act of Congress known as the Tax Reform Act of 1969 so as to conform the operations thereof to the applicable provisions of the United States Internal Revenue Code of 1954 as amended by said Tax Reform Act of 1969, and to repeal that portion of any laws of this State in conflict herewith.

Also:

S. 174. To amend Title 13, Section 255, Code of Alabama 1940, as last amended, relating to the appointment of certain deputy district attorneys and their salaries.

Also:

S. 177. Declaring privileged the decisions, opinions, actions and proceedings of committees of physicians and surgeons formed or appointed as

Utilization Review Committees and similar committees and exempting the members thereof from liability when acting in good faith and without malice and on facts reasonably known or believed to exist.

Also:

S. 180. To provide for payment of expenses of members of the Legislature while within the State of Alabama on business of the Legislature or any of its committees, joint interim committees, subcommittees or legislative departments.

Also:

S. 183. Setting forth the right and time of appeal from revocation of a certificate of qualification to practice medicine.

Also:

S. 186. To amend Section 455, Title 37, Code of Alabama 1940, relating to the powers of municipal corporations to adopt and enforce ordinances.

Also:

S. 343. To provide for the issuance of special license tags to members of the Alabama Jaycees.

Also:

S. 1220. To provide that the Family Court Division of the Circuit Court of all counties having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census shall collect a filing fee for the filing of juvenile cases in such court and providing further that the Judges of such courts may assess a fine against juveniles for the violation of law and providing for the disposition of such costs and fine.

Also:

S. 1221. To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be used to provide workmens compensation benefits for all employees of such counties.

Also:

S. 1242. To amend Sections 2, 3, and 4 of Act No. 177, H. 418 Regular Session 1945 (Local Acts 1945 p. 91) which Act established the Board of Directors of Conecuh County, by prescribing the qualifications of the members of said board, their terms of office and manner of their election.

Also:

S. J. R. 103. LEGISLATIVE EXPENSE

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length hav-

ing been dispensed with by a two-thirds vote of a quorum present, signed the Senate Bills and Senate Joint Resolutions, the titles of which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 183. Setting forth the right and time of appeal from revocation of a certificate of qualification to practice medicine.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 186. To amend Section 455, Title 37, Code of Alabama 1940, relating to powers of municipal corporations to adopt and enforce ordinances.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 1221. To provide that Judges of Probate of all counties having a population of not less than 175,000 nor more than 300,000 according to the last or any subsequent federal decennial census shall collect certain fees for services rendered and that the fees so collected shall be used to provide workmens compensation benefits for all employees of such counties.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 1242. To amend Sections 2, 3, and 4 of Act No. 177, H. 418 Regular Session 1945 (Local Acts 1945, p. 91) which Act established the Board of Directors of Conecuh County, by prescribing the qualifications of the members of said board, their terms of office and manner of their election.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 75. To further regulate corporations of the type commonly known as 'private foundations' so as to conform the operations thereof to the applicable provisions of the United States Internal Revenue Code of 1954 as amended by said Tax Reform Act of 1969, and to repeal that portion of any laws of this State in conflict herewith.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 177. Declaring privileged the decisions, opinions, actions and proceedings of committees of physicians and surgeons formed or appointed as Utilization Review Committees and similar committees and exempting the members thereof from liability when acting in good faith and without malice and on facts reasonably known as believed to exist.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 343. To provide for the issuance of special license tags to members of the Alabama Jaycees.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 77. To further regulate certain trusts in the nature of private foundations or split interest trusts as these terms are employed in the Act of Congress known as the Tax Reform Act of 1969 so as to conform the operations thereof to the applicable provisions of the United States Internal Revenue Code of 1954 as amended by said Tax Reform Act of 1969, and to repeal that portion of any laws of this State in conflict herewith.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 1220. To provide that the Family Court Division of the Circuit Court of all counties having a population of not less than 175,000 nor more than 300,000 according to the last federal decennial census shall collect a filing fee for the filing of juvenile cases in such court and providing further that the Judges of such courts may assess a fine against juveniles for the violation of law and providing for the disposition of such costs and fine.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 180. To provide for payment of expenses of members of the Legislature while within the State of Alabama on business of the Legislature or any of its committees, joint interim committees, subcommittees or legislative departments.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Joint Resolution:

S. J. R. 70. Creating a Health Study Commission.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 664. Authorizing consent to legally authorized medical, dental, health and mental health services by some minors, minor parents and others and not requiring consent under certain circumstances or conditions and providing indemnity from damages by persons relying on these consents.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Joint Resolution:

S. J. R. 7. The Creation of a Highway Policy and Planning Commission.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 684. To create the Governor's Mansion Advisory Board, hereinafter referred to as Advisory Board, to define its duties with regard to the furnishing, refurbishing and up keep of the Governor's Mansion, and to make an appropriation therefor.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 1026. Relating to circuits composed of one county having a population of not less than 110,000 nor more than 160,000; to create and establish in such circuits the office of ex-officio judge of any county court exercising original jurisdiction over general misdemeanor cases; providing for his selection; prescribing his duties, authority, and responsibilities, and fixing his compensation.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the House Bill:

H. 2251. Relating to the furnishing of operating record by the Director of Public Safety and the cost thereof, and amending Section 3 of Act No. 704, General Acts of Alabama 1951, as amended by Act No. 707, General Acts of Alabama 1961, approved September 8, 1961.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. Hawkins, Littleton and Foshee.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the House Bill:

H. 774. To amend further Section 3 of Act No. 402, General Acts 1945, page 624, entitled "An Act relating to Aeronautics; providing for the promotion, encouragement, development and regulation thereof within this State; creating a State Department of Aeronautics consisting of a State Aeronautics Commission and a Director of Aeronautics; prescribing their respective duties and powers; providing for the transfer from the Alabama Aviation Commission to the Department of Aeronautics all properties, personnel and funds held by, and all matters and subjects handled by, said Aviation Commission; providing for an Aeronautics Department fund and an Airport Development Fund and making appropriations therefor; prescribing penalties and making uniform the law with reference to state development and regulation of aeronautics, as last amended.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. Hammond, Weaver and Shelby.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2457. To provide an additional clerk hire allowance to be paid certain county officials in counties having a population of not less than 57,000 nor more than 61,000, according to the most recent federal decennial census.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Kinsey, the House non-concurred in the Senate amendment to the bill, H. 2457, said Senate amendment being as follows:

Amend House Bill 2457 as follows:

In Section 1 add subsection (d) which shall read as follows:

(d) The circuit clerk, \$2,000.00 per annum.

Yeas 53; Nays 4.

Yeas:

Mr. Speaker	Drake	Kinsey	St. John
Adams	Easters	Lutz	Slate
Agee	Edwards	Manley	Smith (K)
Baker	Erdreich	Meeks	Snell
Barkett	Falkenburg	Mims	Stokes
Bassett	Flippo	Naramore	Stubbs
Benton	Goodwin	Nettles	Taylor
Boutwell	Grey (D)	Owens	Therrell
Bowers	Hale	Perloff	Timmons
Carnes	Hardin	Pruitt	Warren
Carter	Harris	Reid (R)	Williams
Chesnut	Hearn	Reynolds	Wood
Cross	Hill	Robertson	Wynot
Doss			

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Nays:

MESSRS.:	Cauthen	Grainger	Jones (E)
Boies			

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COMMITTEE OF CONFERENCE GRANTED

On motion of Mr. Kinsey, a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendment to the bill, H. 2457.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Kinsey, Benton and Wise.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2798. To provide courts in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said courts; providing for its officers, and their appointment; elections; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before said court.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Kinsey, the House concurred in and adopted the Senate substitute to the bill, H. 2798, said Senate substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

To provide courts in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said courts; providing for its officers, and their appointment; elections; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before this court.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby established and created in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census Courts of limited jurisdiction which shall be called the Inferior Courts of each said county.

Section 2. Jurisdiction: The Courts hereby created shall not be a court of record and shall have and exercise the jurisdiction, and only the jurisdiction, formerly exercised by justices of the peace, to-wit:

(a) Civil:

(1) All actions founded on contract, when the sum claimed does not exceed \$100.00.

(2) Of all actions founded on any wrong or injury when the damages claimed do not exceed \$100.00, except in actions of libel, slander, assault and battery, of which actions they have not jurisdiction.

(3) All actions of forcible entry and unlawful detainer.

(4) All actions brought to recover specific property, when the value does not exceed \$100.00.

(5) In such other cases as jurisdiction is, or may be given by law, not contrary to the Constitution.

(b) Criminal: To exercise jurisdiction in all such criminal matters and causes heretofore exercised or formerly exercised by justices of the peace, and concurrent original jurisdiction with County Court in all misdemeanors.

(c) Miscellaneous: The court is hereby vested with all the other powers, duties and authority heretofore vested in justices of the peace in this State, including, but not limited to those appearing in Title 13, Sections 384, through 505, Code of Alabama 1940, as last amended.

Section 3. Procedure: All laws and rules of practice with reference to process, pleading and practice, and all statutes and rules of practice formerly pertaining to justice of the peace courts shall be applicable to criminal and civil causes brought before this court; provided, however, that nicety of pleading with respect to matters of form brought before this court in civil

matters, be and hereby are dispensed with. All forms heretofore previously designated in the Code of Alabama 1940, as last amended, be and hereby are adopted for use in the court hereby established. All issues of law or fact shall be tried by the court without the aid of a jury.

Section 4. Appeals: The defendant in a criminal case or either party in a civil case shall have the right to appeal to the circuit court or court of like jurisdiction in said county upon entering into an appeal bond, with sufficient sureties, in an amount not exceeding \$200.00 plus security for costs, returnable to the appellate court. Said appeal shall be tried de novo in the court to which said appeal is taken.

Section 5. Precincts or Districts: Any distinction between precincts and counties, for the purpose of the creation or operation of this court, is hereby abolished.

Section 6. Appointment, Salary and Term: Four judges of said court shall be operated by the Governor. The term of office shall be for two (2) years and the judges may be removed for cause or for any other reason which would disqualify any court of record of this state from holding office. Vacancies in said judgeships shall be filled by appointment of the Governor in ten (10) days after said vacancy occurs. Said judges must be twenty-one years of age or older, shall be a qualified voter in said county, and must be of good moral character.

Salary of each judge shall be \$4,800.00 per annum, payable in equal monthly installments to be paid out of the general fund of the county. In addition he shall be entitled to all fees arising from civil cases to which a justice of the peace would normally be entitled.

Section 7. Trial of Causes: The judge of said court shall maintain an office.

Section 8. Seal: The court shall have and maintain an official seal of said court.

Section 9. Fines, Costs and Fees: All laws pertaining to costs and fees in the cases of justice of the peace courts as provided by the general laws of this state shall be applicable to this court except as herein otherwise provided. Any law to the contrary notwithstanding, all fees, fines, and costs shall be collected by and paid by the court into the general fund of the county in which said court is held except that one-half of all fines and forfeitures hereafter paid by persons convicted by this court and all courts of like jurisdiction within said counties of violations of rules of the road, or laws of this state relating to or regulating traffic or the operation of motor vehicles upon the highways of this state shall be remitted by the proper authority to the State Treasurer, who shall credit the same to the proper fund in the state treasury.

Section 10. Special Magistrates: During the hours from 6:00 o'clock P.M. to 7:00 o'clock A.M. on each day of the week, the chief law enforcement officer of the county on duty during these hours, and each chief law enforcement officer on duty of each municipality located in said county, be and hereby are designated for the purposes of issuing warrants of arrest and search warrants, and approving appearance bonds and taking cash bonds as a special magistrate as set forth in Title 15, Section 399, Code of Alabama 1940, as amended. In each case where said special magistrate should issue a writ of arrest or search warrant, or accept a bond or cash bond, said magistrate shall, on the next day said court is open, deliver all papers, monies, thereto related to said court, and receive a receipt therefor.

Section 11. Office and Supplies: The governing body of the county in which said court is located shall supply and furnish sufficient supplies, postage, and forms to enable the court to perform the functions herein described.

Section 12. Summons and Process: All summons and process in civil suits shall be returned within three (3) days following service of process.

Section 13. Cumulative: The court hereby created is cumulative and permissive, and is not intended to interfere with the operation of any court heretofore or hereafter created which has or may have jurisdiction over those matters formerly exercised by justices of the peace in this state.

Section 14. Transfer of Causes: Upon the effective date of this Act, all causes pending before any justice of the peace court in this state shall be automatically transferred to the court hereby created as provided in Title 13, Section 393, Code of Alabama 1940, as last amended. If any county does not provide a judge for said court, then said cases shall upon the effective date of this Act be transferred to the county court or inferior court in said county having jurisdiction of matters herein provided.

Section 15. Severability: The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 16. Effective Date: This Act shall become effective immediately upon approval by the Governor or upon its otherwise becoming law, and shall expire Jan. 1, 1974.

Yeas 47; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Lutz	Smith (P)
Baker	Cross	May	Stokes
Barkett	Dill	Meeks	Stubbs
Bassett	Drake	Naramore	Taylor
Benton	Easters	Nettles	Therrell
Boutwell	Erdreich	Owens	Timmons
Brassell	Falkenburg	Parker (H)	Waldrop
Callahan	Fite	Perloff	Warren
Carnes	Goodwin	Reid (R)	Williams
Carter	Grainger	Reynolds	Wood
Casey	Hardin	Robertson	Wynot
Cherner	Kinsey	Slate	

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PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

And the bill, H. 2798, as thus amended:

To provide courts in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said courts; providing for its officers, and their appointment; elections; providing for the term of office of the judge, his powers, duties, compensation, and for

costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before this court.

Was again read at length and passed.

Yeas 49; Nays 0.

Yeas:

Mr. Speaker	Cross	Kinsey	Robertson
Agee	Dill	Lutz	Slate
Baker	Drake	McCluskey	Smith (K)
Bassett	Edwards	Manley	Smith (P)
Benton	Falkenburg	May	Stokes
Boutwell	Fite	Merrill	Stubbs
Brassell	Goodwin	Naramore	Taylor
Callahan	Grainger	Owens	Therrell
Carnes	Grey (D)	Perloff	Timmons
Carter	Hardin	Pruitt	Warren
Casey	Harris	Reid (R)	Williams
Chesnut	King	Reynolds	Wynot
Connell			

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PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 142. To amend the title and Section 1 of Act No. 168, H. 163, 1st Special Session 1964 (Acts 1964, p. 233), which provides expense allowances for members and officers of the court of county commissioners, board of revenue, or other like county governing body, in certain counties classified on a population basis.

Also:

H. 144. Relating to counties having populations of not less than 16,600 nor more than 16,950, fixing the fee for issuance of a pistol permit by the sheriff and providing for the disposition and use of such fees.

Also:

H. 145. To amend the title and Section 1 of Act No. 855, H. 1168, Regular Session 1969 (Acts 1969, p. 1562), which regulates the compensation of jurors in certain counties classified on a population basis.

Also:

H. 146. To amend the title and Section 1 of Act No. 346, H. 851, Regular Session 1969 (Acts 1969, p. 719), which Act provides for the quali-

fications of the superintendent of education in certain counties classified on a population basis.

Also:

H. 147. To amend the title and Section 1 of Act No. 388, H. 976, Regular Session 1969 (Acts 1969, p. 765), which provides for the payment of expense allowances for members of jury commissions in certain counties classified on a population basis.

Also:

H. 149. To amend the title and Section 1 of Act No. 169, H. 164, 1st Special Session 1964 (Acts 1964, p. 234), which Act fixes the compensation of the coroner in certain counties classified on a population basis.

Also:

H. 151. To amend the title and Section 1 of Act No. 936, S. 15, Regular Session 1961 (Acts 1961, p. 1515) which Act applies to compensation of the jury commission in certain counties classified on a population basis.

Also:

H. 152. To amend the title and Section 1 of Act No. 130, H. 184, 2nd Special Session 1965 (Acts 1965, p. 183), which Act provides for the selection of textbooks and instructional material for use in the public schools in counties classified on a population basis.

Also:

H. 153. To amend the title and Section 1 of Act No. 115, H. 71, Special Session 1969 (Acts 1969, p. 187), which Act provides further for the compensation of members of the county board of education of certain counties classified on a population basis.

Also:

H. 154. To amend the title and Section 1 of Act No. 64, H. 737, Regular Session 1969 (Acts 1969, p. 355), which provides for the expenses of members of the Boards of Education in certain counties classified on a population basis.

Also:

H. 155. To amend the title and Section 1 of Act No. 449, S. 419, Regular Session 1963, (Acts 1963, p. 982) which Act provides for the appointment of custodians of state highway shops and garages located in certain counties classified on a population basis.

Also:

H. 156. To amend Act No. 506, H. 1106, Regular Session 1965 (Acts 1965, p. 745), which Act provides expense allowances for certain deputy sheriffs of certain counties classified on a population basis.

Also:

H. 157. To amend the title and Section 1 of Act No. 390, H. 978, Regular Session 1969 (Acts 1969, p. 766), which provides for expense allowances for members of boards of registrars in certain counties classified on a population basis.

Also:

H. 158. To amend the title and Section 1 of Act No. 114, H. 70, Special Session 1969 (Acts 1969, p. 187), which Act provides further for the compensation and allowances of the superintendent of education in such counties.

Also:

H. 159. To amend the title and Section 1 of Act No. 358, H. 904, Regular Session 1969 (Acts 1969, p. 730) which Act provides an expense allowance for the members of the county board of equalization payable from the general funds of the county.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 232. Mourning the death of James W. Morgan.

Also:

H. J. R. 219. Mourning the death of former Congressman George Huddleston, Jr.

Also:

H. J. R. 225. Commending Bill Cofield for his outstanding abilities in public speaking.

Also:

H. J. R. 226. Regretting the illness of Lieutenant Colonel Lawrence D. Rogers and wishing his early and complete recovery.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House bill and returns same herewith to the House:

H. 1799. To authorize Alabama Public School and College Authority to sell and issue \$10,285,000 aggregate principal amount of additional bonds for capital improvements for public educational purposes, including trade schools and junior colleges; to provide for the details of the said bonds and the public sale thereof; to make an appropriation and pledge, for the pro rata payment of the principal of and the interest on the said bonds and the bonds of the Authority that may be issued under Act No. 94 adopted at the 1971 Special Session of the Legislature, from proceeds of the residue of certain excise taxes, and that the appropriation and pledge made in this Act shall be in

lieu of that made in the said Act No. 94; to authorize the Authority to pledge for payment of the principal of an interest on bonds issued under this Act, pro rata with the principal of and interest on the bonds issued under the said Act No. 94, the moneys so appropriated and pledged in this Act; to provide that the bonds shall be limited obligations of the Authority payable solely out of the funds so appropriated and pledged, and will not create a debt or obligation of the state; to provide that the bonds and the income therefrom shall be exempt from taxation in this state and the bonds may be used to secure deposits of funds of this state and its political subdivisions, instrumentalities and agencies, shall be eligible for the investment of fiduciary funds, and shall constitute negotiable instruments; to authorize the issuance by the Authority of refunding bonds for the purpose of refunding the principal of any of the outstanding bonds theretofore issued by either the Authority or Alabama Education Authority, or both, the expenses of such refunding and any premiums necessary to retire those so refunded; to provide that after payment of the expenses of the issuance of the bonds the proceeds from the sale thereof shall be used to pay for capital improvements for public educational purposes, including trade schools and junior colleges; and to provide that if any portion of this Act should be held invalid, such holding shall not affect the validity of any other portion of this Act.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Gloor, the House non-concurred in the Senate substitute to the bill, H. 1799, said Senate substitute being as follows:

A BILL TO BE ENTITLED AN ACT

To authorize Alabama Public School and College Authority to sell and issue \$15,000,000 aggregate principal amount of additional bonds for capital improvements for public educational purposes, including trade schools and junior colleges; to provide for the details of the said bonds and the public sale thereof; to make an appropriation and pledge, for the pro rata payment of the principal of and the interest on the said bonds and the bonds of the Authority that may be issued under Act No. 94 adopted at the 1971 Special Session of the Legislature, from proceeds of the residue of certain excise taxes, and that the appropriation and pledge made in this Act shall be in lieu of that made in the said Act No. 94; to authorize the Authority to pledge for payment of the principal of and interest on the bonds issued under this Act, pro rata with the principal of and interest on the bonds issued under the said Act No. 94, the moneys so appropriated and pledged in this Act; to provide that the bonds shall be limited obligations of the Authority payable solely out of the funds so appropriated and pledged, and will not create a debt or obligation of the state; to provide that the bonds and the income therefrom shall be exempt from taxation in this state and the bonds may be used to secure deposits of funds of this state and its political subdivisions, instrumentalities and agencies, shall be eligible for the investment of fiduciary funds, and shall constitute negotiable instruments; to authorize the issuance by the Authority of refunding bonds for the purpose of refunding the principal of any of the outstanding bonds theretofore issued by either the Authority or Alabama Education Authority, or both, the expenses of such refunding and any premiums

necessary to retire those so refunded; to provide that after payment of the expenses of the issuance of the bonds the proceeds from the sale thereof shall be used to pay for capital improvements for public educational purposes, including trade schools and junior colleges; and to provide that if any portion of this Act should be held invalid, such holding shall not affect the validity of any other portion of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions. Wherever used in this Act the following terms shall have the following respective meanings unless the context clearly indicates otherwise:

"1957 Act" means Act No. 499 adopted at the 1957 Regular Session of the Legislature.

"1959 Act" means Act No. 126 adopted at the Second Special Session of 1959 of the Legislature.

"1965 Act" means Act No. 243 adopted at the First Special Session of 1965 of the Legislature.

"1967 Act" means Act No. 403 adopted at the 1967 Regular Session of the Legislature.

"1969 Act" means Act No. 1031 adopted at the 1969 Regular Session of the Legislature.

"1971 Act" means Act No. 94 adopted at the Special Session of the Legislature that convened on March 31, 1971.

"Authority" means Alabama Public School and College Authority, a public corporation and instrumentality of the State that was organized and is existing under the provisions of the 1965 Act.

"Board" means the board of directors of the Authority.

"Bonds" (except where that word is used with reference to bonds issued under another Act), means those bonds, other than Refunding Bonds, issued under the provisions of this Act.

"Capital Improvements" means buildings containing classrooms, libraries, laboratories and teaching facilities and school buses in connection therewith.

"Legislature" means the Legislature of Alabama.

"Previously Authorized But Unissued Bonds" means those that the Authority is authorized to issue under the provisions of Act No. 94 adopted at the Special Session of the Legislature that convened on March 31, 1971.

"Refunding Bonds" means those Refunding Bonds issued under the provisions of this Act.

"State" means the State of Alabama.

Nouns and pronouns when used in this Act shall be deemed to include both singular and plural and all applicable genders.

For ready recognition, the first letters of the terms above defined are capitalized where they appear in this Act.

Section 2. Authorization to Issue Additional Bonds and Purposes Thereof. Alabama Public School and College Authority is hereby authorized to sell and issue its Bonds in the aggregate principal amount of \$15,000,000 for the construction and equipment of Capital Improvements for public educational purposes, including trade schools and junior colleges, in the State. The Bonds authorized in this Act to be issued by the Authority shall be in addition to all other bonds heretofore authorized to be issued by it.

Section 3. Execution and Other Details of the Bonds; Eligibility as Security for Deposits and for Investment of Fiduciary Funds. The Bonds shall be executed, sealed and attested, shall with the income therefrom be exempt from all taxation in the State, may be used as security for deposits, and shall be eligible for investments of fiduciary funds and shall constitute negotiable instruments, all as is provided in the 1965 Act. The Bonds shall be in such form or forms and denomination or denominations and of such tenor and maturities, shall bear such rate or rates of interest payable and evidenced in such manner, may be made subject to redemption prior to their maturities, and may contain provisions not inconsistent with this Act, all as may be provided by the resolution of the Board under which the Bonds may be issued; provided, that no Bonds shall have a specified maturity date later than twenty years after their date; and provided further, that those Bonds having maturities more than ten years after their date shall be subject to redemption at the option of the Authority on any interest payment date on and after the tenth anniversary after their date at such redemption price and under such conditions as may be prescribed in the proceedings of the Authority under which they are issued. The Board may fix the terms and conditions under which such sale may be held; providing, that none of the Bonds may be sold for a price less than the face value thereof and such terms and conditions shall not conflict with any of the requirements of this Act. Neither a public hearing nor consent of the State Department of Finance or any other department or agency shall be a prerequisite to the issuance of the Bonds.

Section 4. Sale of the Bonds. The Bonds may be sold by the Authority from time to time as a whole or in series, whether by separate sales or in conjunction with all or any part of those that may be sold by the Authority under the provisions of the 1971 Act, and if sold in more than one series may be authorized in one or more resolutions of the Board, but the pledges therefor made by the Authority in any such resolution shall be for the pro rata benefit of all of the Bonds and all of the Previously Authorized But Unissued Bonds, although all or some of the details applicable to each series may be specified in the respective resolutions under which the different series are issued. Each series of the Bonds shall be sold only at public sale, either on sealed bids or at public auction, to the bidder whose bid reflects the lowest total net interest cost to the Authority for those then offered for sale, computed from their respective dates to their respective maturities and taking into account any premium named in the bid therefor; provided, that if no bid acceptable to the Authority is received it may reject all bids. Notice of each such sale shall be given by publication in either a financial journal or a financial newspaper published in the City of New York, New York, and also by publication in a newspaper published in the State which is customarily published not less often than five days during each calendar week, each of which notices must be published at least one time not less than ten days prior to the date fixed for the sale. The Board may fix the terms and conditions under which each such sale may be held; provided, that none of the Bonds may be sold for a price less than the face value thereof; and provided further, that such terms and conditions shall not conflict with any of the requirements of this Act. Neither

a public hearing nor consent by the State Department of Finance or any other department or agency shall be a prerequisite to the issuance of any of the Bonds.

Section 5. Appropriation of Revenues to the Authority; Parity Pledge Thereof for the Benefit of the Bonds and the Previously Authorized But Unissued Bonds. For the purpose of providing funds to enable the Authority to pay at their respective maturities the principal of and interest on the Bonds and the Previously Authorized But Unissued Bonds, and to accomplish the objects of this Act, there is hereby irrevocably pledged and appropriated, pro rata and on a parity one with the other, such amount as may be necessary for such purpose from the following sources:

(a) The residue of the receipts from the excise tax (sometimes referred to as the utilities gross receipts tax) levied by Act No. 21 adopted at the 1969 Special Session of the Legislature, as amended, remaining after payment of the expenses of administration and enforcement of the said Act No. 21, as amended, being that portion of the said tax that is required by the said Act No. 21, as amended, to be deposited in the state treasury to the credit of the Alabama Special Educational Trust Fund;

(b) The residue of the receipts from the excise tax (sometimes referred to as the utilities use tax) levied by Act No. 37 adopted at the 1969 Special Session of the Legislature, as amended, remaining after payment of the expenses of administration and enforcement of the said Act No. 37, as amended, being that portion of the said tax that is required by the said Act No. 37, as amended, to be deposited in the state treasury to the credit of the Alabama Special Educational Trust Fund;

(c) The residue from the receipts from the license tax levied on those engaging in the business of leasing or renting tangible personal property levied by Act No. 94 adopted at the Special Session of the Legislature that convened on March 31, 1971, remaining after payment of the administration and enforcement of the said Act, being that portion of the said tax that is required by the said Act to be deposited in the state treasury to the credit of the Alabama Special Educational Trust Fund;

(d) To the extent and to the extent only that the revenues appropriated in the foregoing subsections (a), (b) and (c) of this section may not be sufficient to pay at their respective maturities the principal of and interest on the Bonds and the Previously Authorized But Unissued Bonds, the residue of the receipts from the excise tax known as the sales tax levied by Act No. 100 adopted at the Second Special Session of 1959 of the Legislature, as amended, after there shall have been taken from the said residue the amounts appropriated for other educational purposes in Section 32 of the said Act No. 100 (with said residue constitutes that portion of the receipts from the said sales tax that is now required by law to be paid into the Alabama Special Educational Trust Fund), and after there shall have been taken from the said residue amounts sufficient to meet all prior charges on the said residue including such amounts as may be necessary to pay at their respective maturities the principal of and interest on those of the following securities that may be outstanding at the time of the delivery of the respective series of the Bonds authorized herein and the Previously Authorized But Unissued Bonds: (1) those bonds issued by the State under the 1957 Act; (2) those bonds issued by Alabama Education Authority under the 1959 Act; (3) those bonds issued by Alabama Public School and College Authority under any of the 1965 Act, the 1967 Act, or the 1969 Act; and

(e) To the extent and to the extent only that the revenues appropriated in the foregoing subsections (a), (b), (c) and (d) of this section may not be sufficient to pay at their respective maturities the principal of and interest on the Bonds and the Previously Authorized But Unissued Bonds, the residue of the receipts from the excise tax known as the use tax levied in Article 11 of Chapter 20 of Title 51 of the Code of Alabama of 1940, as amended, after there shall have been taken from the said receipts the amount necessary to meet the expenses of the State Department of Revenue in collecting the said use tax (which residue constitutes that portion of the receipts from the said use tax that is now required by law to be paid into the Alabama Special Educational Trust Fund), and after there shall have been taken from the said residue such amounts as may be necessary to meet all prior charges on the said use tax including the amounts sufficient to pay at their respective maturities the principal of and interest on those outstanding bonds referred to in clauses (1), (2), and (3) of subsection (d) of this section.

The appropriation and pledge made in the foregoing provisions of this section shall be for the benefit of the Authorized But Unissued Bonds authorized in the 1971 Act (none of which has yet been sold by the Authority), and also for the bonds authorized in this Act, pro rata and on a parity one with another and to the same extent and with the same result as if the Authorized But Unissued Bonds provided for in the 1971 Act were authorized in this Act together with the Bonds herein authorized. It is the intent of the Legislature, that the effect of such pro rata appropriation and pledge made in this section shall be the same as if no appropriation and pledge were made in the 1971 Act and the only appropriation and pledge made for the benefit of the Previously Authorized But Unissued Bonds is the parity appropriation and pledge made in this Act.

The State Treasurer is authorized and directed to pay at their respective maturities the principal of and interest on the Authorized But Unissued Bonds provided for in the 1971 Act and the Bonds provided for in this Act out of the residue of the tax receipts appropriated and pledged in the foregoing provisions of this section, and she is authorized to set up and maintain appropriate records pertaining thereto.

All moneys hereby appropriated and pledged shall constitute a sinking fund for the purpose of paying at their respective maturities the principal of and the interest on the Authorized But Unissued Bonds and on the Bonds, pro rata and on a parity one with another.

Section 6. The Bonds to be Payable Solely Out of Revenues Appropriated; Authorization for Authority to Pledge Such Revenues. The Bonds shall not be general obligations of the Authority and shall be limited obligations payable solely out of the residue of the tax receipts appropriated and pledged in Section 5 of this Act. All Bonds issued by the Authority pursuant to the provisions of this Act shall be solely and exclusively obligations of the Authority and shall not constitute or create an obligation or debt of the State. As security for the pro rata payment of the principal of and interest on the Bonds and the Previously Authorized But Unissued Bonds at the respective maturities of such principal and interest the Authority is hereby authorized and empowered to pledge the residue of the tax receipts that are appropriated and pledged in Section 5 of this Act. All such pledges made by the Authority shall be on a parity without preference or priority of one over another. All such pledges shall, however, be prior and superior to pledges that may be made for any Refunding Bonds hereafter issued by Alabama Education Au-

thority under the provisions of the 1959 Act, or by the Authority under the provisions of any of the 1965 Act, or the 1967 Act, or the 1969 Act, or the 1971 Act, or any other Act heretofore enacted.

Section 7. Use of Proceeds from the Bonds. The proceeds of all bonds, other than refunding bonds, issued by the Authority remaining after paying expenses of their issuance, shall be deposited in the State Treasury, and shall be carried in the State Treasury in a special or separate account. Such remaining funds shall be subject to be drawn upon the Authority with the approval of the Secretary of the Authority and the Governor, but any funds so withdrawn shall be used solely for the purpose of financing the construction, reconstruction, alteration, improvement, and equipment of buildings and other facilities for public educational purposes including school buses in connection therewith and further including the cost of architectural services therefor and services rendered by building inspectors for periodic and final inspections thereof in accordance with the provisions of this Act.

The proceeds from the sale of the bonds remaining after payment of the expense of issue thereof shall be used as follows:

(a) Alabama Agricultural and Mechanical University	\$750,000
(b) Alabama State University	750,000
(c) George C. Wallace State Junior College and Technical Institute (Selma)	750,000
(d) Jefferson State Junior College	1,750,000
(e) John C. Calhoun State Technical Junior College	1,000,000
(f) Mobile State Junior College	400,000
(g) Southern Union State Junior College	250,000
(h) Alexander City State Junior College	300,000
(i) George C. Wallace State Junior College (Dothan)	500,000
(j) Snead State Junior College	300,000
(k) Northwest Alabama State Junior College	300,000
(l) Northeast State Junior College	300,000
(m) Enterprise State Junior College	300,000
(n) Patrick Henry State Junior College	300,000
(o) Lurleen B. Wallace State Junior College	300,000
(p) Gadsden State Junior College	300,000
(q) Brewer State Junior College	200,000
(r) James H. Faulkner State Junior College	500,000
(s) Buses for junior Colleges	300,000
(t) Cherokee County for the establishment of an area vocational training school	135,000
(u) W. S. Neal High School of East Brewton, Alabama	120,000

(v) Belgreen High School for the establishment of an area vocational training school	150,000
(w) DeKalb County for the establishment of an area vocational training school	225,000
(x) City school system of Russellville for the construction of an auditorium	250,000
(y) Each state trade school to receive an equal share from	4,570,000
	<u>\$15,000,000</u>

The preparation of all plans and specifications for any building constructed wholly or in part with any of the money realized from this issue, and all work done hereunder in regard to the construction, reconstruction, alteration, and improvement of buildings, shall be supervised by the Alabama Building Commission, or any agency which may be designated by the Legislature as its successor, and the Authority shall reimburse the Building Commission for its reasonable direct costs in having plans, specifications and contract documents prepared and in supervising and inspecting the work. The expenses of issuance of the bonds and supervision of construction shall be prorated among the recipients thereof.

Section 8. Authorization of Refunding Bonds: Provisions Applicable Thereto. The Authority may from time to time sell and issue Refunding Bonds in amounts sufficient to refund the principal of any matured or unmatured securities then outstanding that were issued by the Authority under the provisions of this Act, or the 1965 Act, the 1967 Act, the 1969 Act, the 1971 Act, or any other Act enacted prior to this Act, or that were issued by Alabama Education Authority under the provisions of the 1959 Act, and to pay any premiums necessary to retire those so refunded and the expenses of such refunding. For the purpose of providing funds to enable the Authority to pay at their respective maturities the principal of and interest on the Refunding Bonds issued by it under this Act and to accomplish the objects of this Act, there is hereby irrevocably pledged and appropriated, so much as may be necessary for such purpose of the residue of the receipts from the excise taxes appropriated and pledged in subsections (a), (b), (c), (d) and (e) of Section 5 of this Act, but such pledge and appropriation shall be subject and subordinate to the pledge and appropriation made in the said Section 5 for payment of the principal of and interest on the bonds issued under the provisions of Section 2 of this Act and the Previously Authorized But Unissued Bonds under the provisions of Section 2 of the 1971 Act. All other provisions of this Act shall apply to the Refunding Bonds issued hereunder except (a) the limitation contained in Section 2 of this Act on the amount of Bonds that may be issued under this Act, and (b) the provisions of Section 7 of this Act. All pledges made in this Act, and all pledges made by the Authority pursuant to the provisions of this Act, for the benefit of Refunding Bonds issued under this Act, shall be subordinate to the pledges for the benefit of the Bonds and the Previously Authorized But Unissued Bonds made in or pursuant to authorization contained in this Act, but shall take precedence over other pledges hereafter made in the order of the adoption of the resolutions authorizing the issuance of such Refunding Bonds.

The proceeds derived from the sale of any Refunding Bonds issued under this Act remaining after paying the expenses of their issuance shall be

used for the purpose of refunding the principal of the outstanding securities for the refunding of which such Refunding Bonds were issued and paying the expenses of such refunding and any premium that may be necessary to be paid in order to retire the securities so refunded.

Section 9. Severability Clause. In the event any section, sentence, clause or provision of this Act shall be declared invalid by any court of competent jurisdiction, such action shall not affect the validity of the remaining sections, sentences, clauses, or provisions of this Act, which shall continue effective.

Section 10. Effective Date. This Act shall become effective upon its approval by the Governor or upon its otherwise becoming law.

Yeas 37; Nays 14.

Yeas:

Mr. Speaker	Cross	Gloor	Smith (K)
Bassett	Crowe	Hardin	Straiton
Benton	Dill	Jackson	Taylor
Boutwell	Doss	McCluskey	Therrell
Bowers	Drake	Mathews	Timmmons
Brassell	Easters	Owens	Turner
Callahan	Edwards	Perloff	Waggoner
Casey	Fite	St. John	Wise
Collins	Gafford	Slate	Wood
Connell			

—37

Nays:

Messrs.:	Flippo	Meeks	Waldrop
Boles	Goodwin	Parker (H)	Warren
Carnes	Grey (D)	Reid (R)	Wynot
Chesnut	Hill	Reynolds	

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PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

On motion of Mr. Gloor, a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendment to the bill, H. 1799.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Grainger, Williams and Baker.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 666. To authorize the state of Alabama department of conservation, division of state parks, monuments and historical sites to enter into contracts with persons, firms or corporations to operate concessions within state

park areas, said concession contracts to be awarded on a competitive bid basis; to provide for negotiated concession contracts in particular instances; and to provide for cancellation of said concession contracts.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Gloor, the House concurred in and adopted the Senate substitute to the bill, H. 666, said Senate substitute being as follows:

A BILL TO BE ENTITLED AN ACT

To authorize the State of Alabama, Department of Conservation, Division of State Parks, Monuments and Historical Sites, to enter into contracts with persons, firms or corporations to operate concessions within state park areas, said concession contracts to be awarded on a competitive bid basis; to provide for negotiated concession contracts in particular instances; and to provide for cancellation of said concession contracts.

Be It Enacted by the Legislature of Alabama:

Section 1. The Department of Conservation, Division of State Parks, Monuments and Historical Sites, may, with certain exceptions hereinafter set out, enter into contracts with persons, firms or corporations to maintain and operate concessions within the state park areas for the welfare of the general public in the use and enjoyment of the state park system.

Section 2. For any concession contract authorizing occupancy by the concessionaire of any portion of the state park system, the Division of State Parks shall prepare an invitation to bid, which shall include a summary of the terms and conditions of the concession sufficient to enable persons, firms or corporations to bid solely on the basis of rates to be paid to the state. Bids will be made only on the basis of the invitation to bid. No concession may be awarded to any person, firm or corporation who or which has less than five (5) years actual experience in the operation of a facility similar to the concession being considered for leasing. All concessionaires shall be fully responsible for the maintenance and upkeep of the state facility leased.

Section 3. The provisions of this Act shall not apply to or authorize the leasing of any golf course or golf course facility, tent camping or trailer park facility, except at Camden State Park, nor do the provisions of this Act authorize, for a period of three (3) years, beginning with the date of the official opening of all newly constructed facilities at said State Park, the leasing of any part or the whole of that state park presently designated as Lake Guntersville State Park.

Section 4. The Division of State Parks shall advertise for sealed bids on all concessions by publication of notice thereof one time in a newspaper published in Montgomery County, Alabama, or in any other manner and for such lengths of time as the Director of the Department of Conservation may determine, provided, however, that the Director of the Department of Conservation shall also solicit sealed bids by, sending notice by mail to all persons, firms or corporations who have filed a request in writing that they be listed for solicitation on bids for such concessions as are set forth in such re-

quest. If any person, firm or corporation whose name is listed fails to respond to any solicitation for bids after the receipt of three such solicitations, such listing may be cancelled. All bids shall be sealed when submitted, shall be opened in public at the hour stated in the notice, and all original bids together with all documents pertaining to the award of the contract shall be retained and made a part of a permanent file or record, and shall be open to public inspection.

Section 5. All concession contracts authorizing occupancy of any portion of the state park system shall be awarded to the highest responsible bidder, as determined by criteria set out in the notice therefor, and who, in the opinion of the Director of the Department of Conservation, will operate the concession consistent with the contract and in the best interests of the state and public. All concession contracts of whatever nature or form shall provide for the reasonableness of the concessionaire's rates and charges to the public and such rates shall be judged primarily by comparison with those rates or charges for facilities and services of comparable character under similar conditions with due consideration for length of season, peak loads, average percentage of occupancy, accessibility, availability, cost of labor and personnel, type of patronage and such other factors deemed significant by the Director of Conservation. All concession rates and charges will be subject to periodic review by the Director of Conservation who shall have authority to require the concessionaire to reduce such rates when, after review of same, he finds them to be excessive and not based on and in compliance with the foregoing criteria. The Director shall further have authority to include in concession contracts such other terms and conditions as, in his judgment, are required to assure the state of adequate protection against loss of investment in structures, fixtures, improvements, equipment, supplies and other properties.

Section 6. The Director of Conservation shall require and set appropriate bonds (but in no event in an amount less than \$100,000.00 per million or fraction thereof of the construction, equipping and furnishing cost of the facility leased) for all concession contracts in an amount deemed sufficient to fully protect the interest of the state for the faithful performance of the terms of said contracts and the payment of all moneys which may become due to the state by virtue of such contracts. A failure on the part of the successful bidder to sign and deliver the concession contract within thirty (30) days of receipt thereof and to provide the state with any bond and any evidence of insurance required thereunder, and on the time limit presented, may be treated as a refusal to execute if the Division of State Parks so elects.

If the Director of the Department of Conservation deems that the acceptance of any bid is not for the best interest of the state, he may reject all bids.

Section 7. No person, firm or corporation shall be granted a concession contract who or which does not have sufficient financial resources to properly operate a concession. All bidders for concessions must submit with their bids a complete financial statement, which statement shall be subject to full verification by proper state officials. Any bid submitted without such statement may not be considered.

Section 8. All concession contracts awarded shall contain a provision which will permit cancellation of said contracts at the end of the first year of the term if the Director of Conservation deems it to be to the best interest of the state so to do. If the state's option to cancel is exercised such notice of cancellation must be delivered in writing to the concessionaire not less than

thirty (30) days prior to the expiration of the first year of the concession contract. Thereafter said right to cancel by the Director except for violation by the concessionaire of the terms of the contract shall cease.

Section 9. No concession contract shall be granted, the term of which exceeds five years, unless the concessionaire is required by the terms of the contract to expend major monetary sums for the purpose of improving, furnishing, equipping, or enlarging existing facilities or constructing and/or furnishing additional facilities on the concession premises. In the event such major expenditures are made by a concessionaire the term of his concession contract may be extended, but in no event exceed ten (10) years.

Section 10. All concession contracts entered into by virtue of the provisions of this Act shall be consummated by the Director of Conservation; provided, however, all such contracts must have the written approval of the Attorney General and the Governor on the face thereof in addition to a review and written opinion by the Secretary of State. Said written approval by the Attorney General and said written opinion by the Secretary of State shall be attached to and shall become a part of each contract, and shall be made readily available to all news media and to all interested citizens.

Section 11. All laws or parts of laws in conflict with the provisions of this Act are hereby expressly repealed.

Section 12. This Act is to become effective upon its passage and approval by the Governor or upon its otherwise becoming a law.

Yeas 74; Nays 1.

Yeas:

Mr. Speaker	Dill	Hobbie	Reid (R)
Adwell	Doss	Jackson	Reynolds
Agee	Drake	Jones (E)	Robertson
Bank	Easters	King	Slate
Bassett	Edwards	Kinsey	Smith (P)
Benton	Erdreich	Lutz	Stewart
Boles	Falkenburg	McBride	Stokes
Boutwell	Fite	McCluskey	Stubbs
Bowers	Flippo	McDonald	Taylor
Burgess	Gafford	Manley	Therrell
Callahan	Gloor	Mims	Timmons
Carter	Goodwin	Naramore	Turner
Casey	Grainger	Nettles	Turnham
Cauthen	Gray (F)	Owens	Waggoner
Cherner	Grey (D)	Parker (H)	Warren
Collins	Hale	Parker (T)	Williams
Connell	Hardin	Perloff	Wood
Cross	Harris	Pruitt	Wynot
Crowe	Hill		

—74

Nay: Mr. Carnes.

—1

And the bill, H. 666, as amended by the Senate substitute:

To authorize the State of Alabama, Department of Conservation, Division of State Parks, Monuments and Historical Sites, to enter into contracts with persons, firms or corporations to operate concessions within state park areas, said concession contracts to be awarded on a competitive bid basis; to

provide for negotiated concession contracts in particular instances; and to provide for cancellation of said concession contracts.

Was again read at length and passed.

Yeas 81; Nays 1.

Yeas:

Mr. Speaker	Cross	Hearn	Perloff
Adams	Crowe	Hill	Reid (R)
Adwell	Dill	Hobbie	Reynolds
Agee	Doss	Jackson	Robertson
Bank	Drake	Jones (E)	Slate
Barkett	Easters	King	Smith (P)
Bassett	Edwards	Kinsey	Stewart
Benton	Erdreich	Lang	Stokes
Boles	Falkenburg	Lutz	Stubbs
Boutwell	Fite	McBride	Taylor
Bowers	Flippo	McCluskey	Therrell
Brassell	Gafford	McDonald	Timmons
Burgess	Gloor	May	Turner
Callahan	Goodwin	Meeks	Turnham
Carter	Grainger	Mims	Waggoner
Casey	Gray (F)	Naramore	Wallace
Cherner	Grey (D)	Nettles	Warren
Chesnut	Hale	Owens	Williams
Collins	Hardin	Parker (H)	Wood
Connell	Harris	Parker (T)	Wynot
Cottingham			

—81

Nay: Mr. Carnes.

—1

S. 350 RECONSIDERED

Having voted on the prevailing side, Mr. Dill moved to reconsider the vote by which the bill, S. 350, was lost, and the motion was adopted.

Yeas 42; Nays 18.

Yeas:

Mr. Speaker	Dill	Kinsey	Reid (R)
Agee	Drake	McBride	Robertson
Benton	Falkenburg	McCluskey	Slate
Boles	Flippo	McDonald	Smith (P)
Boutwell	Goodwin	Manley	Stewart
Brassell	Grainger	Nettles	Stokes
Callahan	Grey (D)	O'Daniel	Therrell
Carter	Hill	Parker (T)	Timmons
Casey	Hobbie	Perloff	Turner
Cauthen	Jones (E)	Pruitt	Wood
Cross	King		

—42

Nays:

Messrs.:	Erdreich	Meeks	Turnham
Bassett	Gafford	Merrill	Wallace
Burgess	Hardin	Naramore	Warren
Carnes	Harris	Reynolds	Wynot
Doss	Lutz	Taylor	

—18

And the bill, S. 350, was again read a third time at length and passed.
Yeas 41; Nays 20.

Yeas:

Messrs.:	Dill	McCluskey	Slate
Agee	Drake	McDonald	Smith (P)
Boles	Falkenburg	Manley	Stewart
Callahan	Flippo	Nettles	Stokes
Carter	Goodwin	O'Daniel	Therrell
Casey	Grey (D)	Parker (T)	Timmons
Cauthen	Hale	Perloff	Turner
Collins	Hill	Pruitt	Wallace
Connell	Hobbie	Reid (R)	Warren
Cross	Jones (E)	Robertson	Wood
Crowe	King		

—41

Nays:

Mr. Speaker	Cherner	Hardin	Parker (H)
Bassett	Edwards	Lutz	Reynolds
Benton	Erdreich	Meeks	Taylor
Boutwell	Gafford	Merrill	Waldrop
Carnes	Grainger	Naramore	Wynot

—20

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has received the accompanying Message from His Excellency, the Governor, proposing an amendment to the Bill:

S. 483. To further amend Act No. 422 of the 1951 Regular Session of the Legislature of Alabama, as amended; to regulate through licensure the business, occupation, or calling of real estate brokers, and real estate salesmen: defining terms; creating the Alabama Real Estate Commission, and prescribing the jurisdiction, authority, powers and duties thereof: fixing the qualifications of real estate brokers and real estate salesmen and prescribing the procedure for obtaining a license to engage in such business, occupation, or calling, providing for the suspension or revocation of licenses issued; providing penalties for violations of this Act or rules, regulations, and orders issued under the authority thereof; making appropriations; and repealing conflicting laws.

said Governor's Message being in words and figures as follows, to-wit:

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama
Gentlemen:

I herewith transmit to you a Message from the Governor returning Senate Bill Number 483 without the Governor's signature and approval and with a suggested Executive Amendment.

RESPECTFULLY SUBMITTED,
HARRY L. PENNINGTON
EXECUTIVE SECRETARY

Done this 22nd day of September, 1971

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, Senate Bill Number 483 without my approval and with a suggested Executive Amendment.

It is suggested that Section 22 of Senate Bill Number 483 be amended to read as follows:

"Section 22. This Act shall become effective on April 1, 1972."

The adoption of the above suggested Executive Amendment will remove my objection to this Bill.

RESPECTFULLY,
GEORGE C. WALLACE
GOVERNOR OF ALABAMA

And the Senate has concurred in and adopted the amendment proposed by His Excellency, the Governor, to the Bill, by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 27 Nays 0.

And said Bill, as amended by the Executive Amendment, was again read at length and passed by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 26, Nays 0.

And said Bill, S. B. 483, together with the Executive Amendment, is herewith sent to the House for its consideration.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. St. John, the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, S. 483, said Governor's amendment being set out in the above and foregoing Message from the Senate.

Yeas 63; Nays 0.

Nays:

Mr. Speaker	Connell	Hardin	Robertson
Adams	Cross	Harris	St. John
Adwell	Crowe	Hill	Smith (K)
Agee	Dill	Jackson	Smith (P)
Baker	Doss	King	Stokes
Bank	Drake	Kinsey	Stubbs
Barkett	Easters	Lutz	Therrell
Bassett	Edwards	McCluskey	Timmons
Benton	Erdreich	McDonald	Turnham
Boutwell	Falkenburg	Merrill	Waldrop
Brassell	Fite	Naramore	Wallace
Callahan	Flippo	Parker (H)	Warren
Carnes	Gloor	Parker (T)	Williams
Carter	Goodwin	Perloff	Wood
Chesnut	Grainger	Pruitt	Wynot
Collins	Hale	Reynolds	

Which was a majority of the whole number elected to the House.

And the bill, S. 483:

To further amend Act No. 422 of the 1951 Regular Session of the Legislature of Alabama, as amended; to regulate through licensure the business, occupation, or calling of real estate brokers, and real estate salesmen: defining terms; creating the Alabama Real Estate Commission, and prescribing the jurisdiction, authority, powers and duties thereof: fixing the qualifications of real estate brokers and real estate salesmen and prescribing the procedure for obtaining a license to engage in such business, occupation, or calling, providing for the suspension or revocation of licenses issued; providing penalties for violations of this Act or rules, regulations, and orders issued under the authority thereof; making appropriations; and repealing conflicting laws.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 68; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Harris	Reynolds
Adams	Collins	Hill	Robertson
Adwell	Connell	Jackson	St. John
Agee	Cross	King	Smith (K)
Baker	Dill	Kinsey	Smith (P)
Bank	Doss	Lutz	Stokes
Barkett	Drake	McCluskey	Stubbs
Bassett	Easters	McDonald	Taylor
Benton	Edwards	Manley	Therrell
Boutwell	Erdreich	Meeks	Timmons
Bowers	Falkenburg	Merrill	Turnham
Brassell	Fite	Naramore	Waldrop
Callahan	Gafford	O'Daniel	Wallace
Carnes	Goodwin	Parker (H)	Warren
Carter	Grainger	Parker (T)	Williams
Casey	Hale	Perloff	Wood
Cauthen	Hardin	Pruitt	Wynot

—68

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Wilson:

S. J. R. 136. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, both houses concurring:

1. There shall be an Interim Committee on Finance and Taxation, to meet during the interim between approval date of this resolution and the opening day of the next regular session of the Legislature, whose duty it shall be to make a careful investigation and study of the budget and financial conditions of the State. The Committee shall be composed of the Senate Standing

Committee on Finance and Taxation, the President Pro Tempore of the Senate, the Lieutenant Governor and two members of the Senate to be appointed by the Lieutenant Governor and the members of the House Standing Committee on Ways and Means, the Speaker Pro Tempore of the House, the Speaker of the House and four members of the House to be appointed by the Speaker of the House. The President and the President Pro Tempore of the Senate and the Speaker and the Speaker Pro Tempore of the House shall be Ex Officio members of the Committee.

2. The Chairman of the Senate Committee on Finance and Taxation shall be Chairman of said Committee and the Chairman of the Ways and Means Committee shall be Vice Chairman. The Chairman of the Committee, or in his absence, the Vice Chairman, shall set the schedule and program for committee work. He shall fix the days and hours of meetings, conducting hearings and examining witnesses who appear before the committee. He may appoint sub-committees and invest them with such authority as may be deemed necessary to conduct the committee's business and expedite its work. The Chairman of the Committee may employ such clerical, technical, and expert assistance as the committee may find necessary in performing its duties.

3. The pay of the members and Ex Officio members of the Committee shall be the same as their regular legislative per diem and expense allowance for each day while in attendance of committee meetings plus mileage of ten cents (.10) per mile in going from his residence to, and in returning to his residence from Montgomery, to be computed as set forth in the Code of Alabama. The pay and expenses of the Committee and its assistants shall be paid from funds appropriated to the use of the Legislature.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Mathews, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 136, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Clark:

S. J. R. 121. BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That the Secretary of the Senate, the Clerk of the House, the Secretary of State and the doorkeepers of the House and Senate be and they are hereby relieved of any responsibility for the Codes, Supplements, Acts, Journals and any other books furnished to members of the Legislature, and

BE IT FURTHER RESOLVED that the Clerk of the House and the Secretary of the Senate be and they are hereby relieved of any responsibility for the legislative payrolls of all sessions of this year and said payrolls as heretofore submitted and paid are hereby approved.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Mathews, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 121, set out in the above and foregoing Message from the Senate.

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to have the Journal show Mr. Downing voting "Yea" on the bills, H. 666, S. 350, S. 483, and the resolutions, S. J. R. 136 and S. J. R. 121.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2828. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory in Sections 3, 4 and 5, Township 15N, Range 17E, and Sections 32, 33, 34 and 35, Township 16N, Range 17E, all in Montgomery County, Alabama.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Hobbie, the House concurred in and adopted the Senate substitute to the bill, H. 2828, said Senate substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory in Sections 3, 4, and 5, Township 15N, Range 17E, and Sections 32, 33, 34 and 35, Township 16N, Range 17E, in Montgomery County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundaries of the City of Montgomery, in Montgomery, County, Alabama, be and the same are hereby altered, rearranged and extended so as to include within the following described boundaries, to-wit:

Beginning at the intersection of the westerly right of way line of the L & N Railroad and the half section line running east and west through Section 34, T16N, R17E; thence southerly along the said westerly right of way line of the L & N Railroad to the north line of the S½ of the S½ of said Section 34; thence west along the north lines of the S½ of the S½ of Section 34, 33 and 32, T16N, R17E, to the east right of way line of Brewer Road; thence southerly along the said east right of way line of Brewer Road to the northerly right of way line of U. S. Highway 80; thence easterly along the said norther-

ly right of way of U. S. Highway 80 to the half section line running north and south through Section 4, T15N, R17E; thence northerly along the said half section line of said Section 4 to the north line of said Section 4; thence east along the north line of Section 4 and 3, T15N, R17E, to the easterly right of way line of the L & N Railroad; thence northeasterly along the said easterly right of way line of the L & N Railroad a distance of 1575'; thence S-82°-00'-E a distance of 454.8'; thence N-12°-00'-E a distance of 384.8'; thence N-49°-00'-E a distance of 100.85'; thence S-82°-00'-E to the westerly right of way line of U. S. Highway 80; thence southerly along the said westerly right of way line of U. S. Highway 80 to the south line of Section 34, T16N, R17E; thence east along the south line of said Section 34 to the southeast corner thereof; thence east along the south line of Section 35, T16N, R17E to the westerly right of way line of Interstate Highway 65; thence northerly along the said westerly right of way line of Interstate Highway 65 to the center line running east and west through said Section 34 and 35; thence westerly along the said center line of said Section 34 and 35 to the point of beginning.

Section 2. That this Act shall become effective upon its passage and approval by the Governor or upon its otherwise becoming a law.

Yeas 72; Nays 2.

Yeas:

Mr. Speaker	Dill	Hill	Robertson
Agee	Doss	Hobbie	St. John
Baker	Downing	Jones (E)	Slate
Barkett	Drake	King	Smith (K)
Bassett	Easters	Lutz	Smith (P)
Benton	Edwards	McBride	Stokes
Boles	Erdreich	McCluskey	Straiton
Boutwell	Falkenburg	McDonald	Therrell
Brassell	Fite	Manley	Timmons
Callahan	Flippo	Meeks	Turner
Carnes	Gafford	Mims	Turnham
Carter	Goodwin	Naramore	Waggoner
Cauthen	Grainger	Parker (H)	Waldrop
Chesnut	Grey (D)	Parker (T)	Wallace
Collins	Hale	Perloff	Warren
Connell	Hardin	Pruitt	Wise
Cottingham	Harris	Reid (R)	Wood
Cross	Hearn	Reynolds	Wynot

—72

Nays: Messrs. Jones (F) and Taylor.

—2

And the bill, H. 2828:

To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory in Sections 3, 4, and 5, Township 15N, Range 17E, and Sections 32, 33, 34 and 35, Township 16N, Range 17E, in Montgomery County, Alabama.

As amended by the Senate substitute, was again read at length and passed.

Yeas 68; Nays 2.

Yeas:

Mr. Speaker	Barkett	Boles	Brassell
Agee	Bassett	Boutwell	Callahan

Carnes	Falkenburg	McBride	Smith (K)
Carter	Fite	McCluskey	Smith (P)
Cauthen	Flipppo	McDonald	Stokes
Cherner	Gafford	Manley	Straiton
Chesnut	Goodwin	Meeks	Stubbs
Collins	Grainger	Naramore	Therrell
Connell	Grey (D)	O'Daniel	Timmons
Cottingham	Hale	Parker (H)	Turner
Cross	Harris	Parker (T)	Turnham
Dill	Hearn	Perloff	Waggoner
Downing	Hill	Pruitt	Waldrop
Drake	Hobbie	Reid (R)	Wallace
Easters	Jones (E)	Robertson	Wise
Ellis	King	St. John	Wood
Erdreich	Lutz	Slate	Wynot

—68

Nays: Messrs. Jones (F) and Taylor.

—2

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2850. To further amend Act No. 101, H. 112, Special Session 1966, as last amended, an Act regulating and providing for the payment of the compensation of certain deputies of the sheriff of Lawrence County.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Cross, the House concurred in and adopted the Senate amendment to the bill, H. 2850, said Senate amendment being as follows:

Amend Section 2 of H. B. 2850 by striking out the following, "not exceeding three in number" and inserting in lieu thereof the following "not exceeding five in number".

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Chesnut	Grainger	Merrill
Adams	Collins	Grey (D)	Mims
Agee	Connell	Harris	Naramore
Baker	Cross	Hearn	Nettles
Barkett	Crowe	Hill	O'Daniel
Bassett	Dill	Jones (E)	Parker (H)
Benton	Downing	King	Parker (T)
Boles	Easters	Lutz	Perloff
Boutwell	Ellis	McBride	Pruitt
Brassell	Erdreich	McCluskey	Reid (R)
Callahan	Falkenburg	McDonald	Reynolds
Carnes	Fite	Manley	Robertson
Carter	Flipppo	Mathews	St. John
Cauthen	Gafford	May	Slate
Cherner	Goodwin	Meeks	Smith (K)

Smith (P)	Therrell	Waggoner	Wise
Stokes	Timmons	Waldrop	Wood
Straiton	Turner	Wallace	Wynot
Stubbs	Turnham		

—74

RESOLUTIONS

The following resolutions were introduced:

By Messrs. Ellis, Bowers and Robertson:

H. J. R. 258. REQUESTING THE PRESIDENT OF THE UNITED STATES TO APPOINT A SOUTHERN CONSTITUTIONALIST TO THE UNITED STATES SUPREME COURT.

WHEREAS, the President of the United States has an opportunity to appoint a new Justice to the United States Supreme Court because of the recent retirement of Justice Hugo Black of Alabama; and

WHEREAS, some of the finest and most astute Justices of the United States Supreme Court have been Southern men; and

WHEREAS, it would be most appropriate for the President to appoint a Southern Constitutionalist and strict constructionist to the United States Supreme Court to balance the ultra liberal element thereon; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING. That the President of the United States is respectfully requested to appoint a southern constitutionalist to the United States Supreme Court.

BE IT FURTHER RESOLVED That the Clerk of the House send copies of this resolution to the President of the United States and to members of the Alabama delegation of the United States Congress with the request that they circularize this resolution among their fellow members.

RULES SUSPENDED

On motion of Mr. Ellis the rules were suspended in order to bring up for immediate consideration the above and foregoing resolution, H. J. R. 258.

Yeas 44; Nays 4.

Yeas:

Mr. Speaker	Cross	Jones (E)	Slate
Agee	Dill	King	Smith (K)
Barkett	Doss	Lang	Straiton
Bassett	Easters	McDonald	Stubbs
Boles	Ellis	Naramore	Therrell
Brassell	Flippo	Nettles	Turner
Callahan	Goodwin	O'Daniel	Turnham
Carnes	Hale	Parker (H)	Wallace
Carter	Headley	Perloff	Williams
Cauthen	Hill	Reynolds	Wise
Cottingham	Hobbie	Robertson	Wood

—44

Nays:

Messrs.:	Bank	Downing	Merrill
Baker			

—4

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

And the resolution was adopted.

Yeas 63; Nays 0.

Yeas:

Mr. Speaker	Cross	King	Reynolds
Adwell	Dill	Kinsey	Robertson
Agee	Doss	Lang	St. John
Bank	Downing	Lutz	Slate
Barkett	Easters	McBride	Smith (K)
Bassett	Edwards	McCorquodale	Stokes
Benton	Ellis	McDonald	Straiton
Boles	Flippo	Manley	Stubbs
Brassell	Goodwin	May	Therrell
Callahan	Grainger	Merrill	Turner
Carnes	Hale	Naramore	Wallace
Carter	Headley	Nettles	Warren
Cauthen	Hill	O'Daniel	Williams
Chesnut	Hobbie	Parker (H)	Wise
Connell	Jackson	Perloff	Wood
Cottingham	Jones (E)	Reid (R)	

—63

Also:

By Messrs. Doss, Lyons and Wallace:

H. R. 259. WHEREAS, Mr. W. H. Hap Parker, President of the Alabama Mining Institute has served Alabama Mining ably for many years; and

WHEREAS the future of the mining industry in Alabama looks bright as a direct result of Hap Parker's leadership; and

WHEREAS, the Alabama Legislature is appreciative of Hap Parker's many years of hard work with them in representing the mining industry; and

WHEREAS W. H. Hap Parker has been an effective voice in Alabama strip mining legislation which has been nationally acclaimed, exercising his able voice on behalf of the people of Alabama, Alabama's natural resources, the mining industry, and future generations yet unborn; and

WHEREAS the Alabama Legislature desires to honor Hap Parker for his tireless efforts on behalf of so many;

NOW THEREFORE BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE OF ALABAMA CONCURRING, THAT W. H. HAP PARKER be commended for his service to the people of Alabama; and

FURTHER BE IT RESOLVED THAT THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, take note of and encourage representatives of industry, business, and other interest groups to exemplify the high standards set by W. Hap Parker in his many years of work in the ALABAMA Legislature.

FURTHER BE IT RESOLVED THAT a copy of this resolution be presented to W. H. Hap Parker.

On motion of Mr. Doss, the rules were suspended and the resolution was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 821. To provide that the Governing Body of any City or Town in the State of Alabama having a population, according to the last or any future Federal census, in excess of 175,000 inhabitants and less than 300,000 inhabitants may, by resolution or ordinance, provide that such Governing body shall have the exclusive authority to hire, demote, suspend or discharge the Chief of Police of such City or Town and to fix his compensation (not to exceed a sum prescribed herein) and his working conditions and to provide that the Personnel Director and Personnel Board and any other officials of any county-wide Civil Service System in any such county shall have no right, powers, or duties with reference to the matters covered by such resolution or ordinance; to provide that any such Governing Body may, by resolution or ordinance, confer upon the Chief of Police of such City or Town authority to suspend preemptorily for a limited period and for cause any of the employees of the Police Department of such City or Town without compensation and to provide for the procedure for such suspension and that no such suspension can be contested or modified, and that the right of such suspension cannot be set aside or suspended by any such Personnel Director or Personnel Board; to provide that any such Governing Body may, by resolution or ordinance, provide that the Chief of Police of such City or Town may for prescribed causes otherwise suspend, demote or discharge any employee of the Police Department of any such City or Town, and to provide for the procedure in such cases and for the effect of such orders and appeals therefrom to such Personnel Board; to provide for appeals from any orders of any Personnel Director or Personnel Board to the Circuit Court of such County and for the procedure on such appeals, and the effect of such action of such Chief of Police and of such Personnel Director and Personnel Board to be given by the said court on such appeal, and the power of the court to vacate, modify or affirm the same; to provide for the repeal of any such resolution or ordinance and the reinstatement thereof; to define the scope and extent and powers, duties and authority of the Governing Body of any such City or Town and of the Chief of Police thereof and of any such Personnel Director and Personnel Board with reference to the demotion, suspension or discharge of any personnel of any such Police Department; to repeal all laws or parts of laws inconsistent with the provisions hereof, and to provide when this Act shall become effective.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Stokes, the House concurred in and adopted the Senate substitute to the bill, H. 821, said Senate substitute being as follows:

A BILL
TO BE ENTITLED
AN ACT

To provide that the Governing Body of any Municipality having a population of not less than 175,000 nor more than 300,000 according to the most recent federal decennial census, may appoint the Chief of Police of such Municipality in event of a vacancy, from the number of officers of the police force who hold the rank of captain or above, without regard to any Civil Service or Personnel Board rules or regulations concerning such appointment and providing that such Governing Body may fix the compensation of said Chief of Police.

Be It Enacted by the Legislature of Alabama:

Section 1. The Governing Body of any Municipality having a population of not less than 175,000 nor more than 300,000 according to the most recent federal decennial census, may at its discretion provide by resolution or ordinance, that the said Governing Body may in the event the office of Chief of Police becomes vacant, fill such vacancy from the number of officers then in active service on the police force of said Municipality who hold the rank of captain or above. Such ordinance or resolution may at the discretion of the Governing Body provide for the appointment of the Chief of Police without further examination from the classes of officers prescribed herein, and without regard to any Civil Service or Personnel Board rules or regulations which may be to the contrary. Said ordinance shall further fix his compensation in an amount not to exceed \$16,104.00 per annum. Nothing in this act shall be construed to change or alter the operation of any Civil Service System in such Municipality except as provided above.

Section 2. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this act are repealed.

Section 4. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 72; Nays 4.

Yeas:

Mr. Speaker	Chesnut	Goodwin	Manley
Adwell	Connell	Grainger	May
Agee	Cottingham	Hale	Meeks
Baker	Crawford	Hardin	Merrill
Bank	Cross	Harris	Mims
Barkett	Dill	Headley	Naramore
Bassett	Downing	Hearn	Nettles
Benton	Easters	Hill	O'Daniel
Brassell	Edwards	Jones (E)	Owens
Callahan	Ellis	King	Parker (H)
Carnes	Erdreich	Kinsey	Pruitt
Carter	Falkenburg	Lutz	Reid (R)
Casey	Fite	McBride	Reynolds
Cauthen	Flippo	McCorquodale	Roberts
Cherner	Gafford	McDonald	Robertson

St. John
Slate
Stokes

Straiton
Stubbs
Timmons

Waggoner
Waldrop
Wallace

Warren
Williams
Wise

—72

Nays:

Messrs.:
Collins

Perloff

Therrell

Wood

—4

And the bill, H. 821:

To provide that the Governing Body of any Municipality having a population of not less than 175,000 nor more than 300,000 according to the most recent federal decennial census, may appoint the Chief of Police of such Municipality in event of a vacancy, from the number of officers of the police force who hold the rank of captain or above, without regard to any Civil Service or Personnel Board rules or regulations concerning such appointment and providing that such Governing Body may fix the compensation of said Chief of Police.

As amended by the Senate substitute, was again read at length and passed.

Yeas 71; Nays 4.

Yeas:

Mr. Speaker
Agee
Baker
Barkett
Bassett
Brassell
Callahan
Carnes
Carter
Casey
Cauthen
Cherner
Chesnut
Conneil
Cottingham
Crawford
Cross
Crowe

Dill
Downing
Drake
Easters
Ellis
Erdreich
Falkenburg
Fite
Flippo
Gafford
Goodwin
Grainger
Gray (F)
Grey (D)
Hale
Hardin
Harris
Headley

Hearn
Hill
Jackson
Jones (E)
King
Lutz
McBride
McCorquodale
McDonald
Manley
Mathews
May
Meeks
Merrill
Naramore
Nettles
O'Daniel
Owens

Parker (H)
Pruitt
Reid (R)
Reynolds
Roberts
Robertson
St. John
Slate
Stokes
Straiton
Stubbs
Timmons
Turnham
Waggoner
Waldrop
Wallace
Williams

—71

Nays:

Messrs.:
Collins

Perloff

Therrell

Wood

—4

RECONSIDERATION OF S. 117

Having voted on the prevailing side, Mr. Slate moved to reconsider the vote by which the bill, S. 117, was passed, and further moved that the Senate be requested to return the bill, S. 117, to the House.

MOTION TO TABLE LOST

The motion of Mrs. Wynot to table the motion of Mr. Slate was lost.

Yeas 25; Nays 43.

Yeas:

Messrs.:	Ellis	Jones (F)	Perloff
Baker	Erdreich	King	Robertson
Boutwell	Falkenburg	Lutz	Therrell
Carnes	Fite	McBride	Timmons
Chesnut	Gafford	Naramore	Waggoner
Dill	Grainger	Nettles	Wynot
Doss	Hill		

—25

Nays:

Messrs.:	Crawford	Hearn	Reynolds
Adams	Cross	Jackson	St. John
Barkett	Downing	Kinsey	Slate
Bassett	Easters	McCluskey	Smith (K)
Benton	Edwards	McCorquodale	Stokes
Brassell	Flippo	Manley	Straiton
Carter	Gloor	Meeks	Taylor
Cauthen	Goodwin	Merrill	Turner
Cherner	Grey (D)	Owens	Turnham
Connell	Hale	Pruitt	Warren
Cottingham	Hardin	Reid (R)	Wise

—43

The question, then, was on the adoption of the motion of Mr. Slate to reconsider the vote by which the bill, S. 117, was passed, and the motion was adopted.

Yeas 42; Nays 11.

Yeas:

Messrs.:	Crawford	Jackson	Robertson
Adams	Downing	Jones (E)	St. John
Agee	Easters	Kinsey	Slate
Barkett	Edwards	McCluskey	Smith (K)
Bassett	Ellis	McCorquodale	Stokes
Benton	Falkenburg	Manley	Straiton
Boles	Gafford	Meeks	Turner
Brassell	Gloor	Merrill	Turnham
Cauthen	Hale	Owens	Warren
Connell	Hardin	Perloff	Wise
Cottingham	Hill	Pruitt	

—42

Nays:

Messrs.:	Dill	King	Taylor
Baker	Grainger	Lutz	Timmons
Carnes	Hearn	McBride	Wynot

—11

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

On motion of Mr. Slate, the Clerk of the House was directed to request the Senate to return to the House the bill, S. 117, for further consideration.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Noonan and Cooper:

S. J. R. 82. To create a commission called the Good Neighbor Commission; prescribing certain powers and duties for said permanent state commission; authorizing the use of legislative funds in the amount of \$15,000 per year for its expenses during 1971-73 biennium; providing for transportational facilities for the commission and for expenses of the commission.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That a commission is hereby created called The Good Neighbor Commission of Alabama which shall be composed of five (5) members, each of whom shall be a citizen of the United States and a resident of the State of Alabama, and shall be appointed by the Governor with advice and consent of the Senate. One (1) of such members shall be appointed for a term of two (2) years from the effective date of this Act; two (2) shall be appointed for terms of four (4) years from such effective date; and two (2) for terms of six (6) years from such date. Each two years after the effective date of the Act, the Governor shall appoint one (1) or two (2) members of the commission, as the case may be, to fill any vacancy or vacancies for a term of six (6) years.

Vacancies in the membership of the commission shall be filled, as in the first instance, for the unexpired term. Three (3) members of the commission shall constitute a quorum for the transaction of business.

It shall be the duty of the commission to devise and put into effect methods by which inter-American understanding and good will may be promoted and inter-American relations advanced without resort to punitive measures or the application of civil or criminal sanctions.

The commission shall have power:

(a) To elect from its members a chairman and other such officers it may deem desirable; provided that the first chairman of the commission shall be named by the Governor and shall call the first meeting of the commission and serve as such until his successor shall be elected by the commission. All officers of the commission shall serve as such only during the pleasure of the commission.

(b) To hold such meetings, at such places within the State of Alabama and at such times as the commission may designate.

(c) To conduct such research, investigations and inquiries as may be necessary to inform the commission as to matters concerning inter-American relations.

(d) To appoint committees from its membership and prescribe their duties.

(e) To appoint consultants to the commission.

(f) To make rules and regulations for its government and that of its officers and committees, and to prescribe the duties of its officers, consultants and employees.

(g) To employ an executive secretary and other such clerical employees as it may think necessary and to fix the pay and compensation of such employees within the limits of funds made available to it for such purposes by appropriation from time to time.

(h) To receive and extend in payment of salaries and necessary expenses any funds donated to it. Such funds, when received by the commission, shall be deposited with the State Treasurer and shall be placed to the credit of a special account to be known as "Good Neighbor Commission of Alabama Fund." Expenditures from such fund shall be only to defray the salaries or other necessary expenses of the commission.

The commission shall maintain its offices in the City of Montgomery and shall hold at least one meeting each year in the City of Montgomery. On or before the first day of April of each year the commission shall make in writing a complete and detailed report to the Governor and to the presiding officer of each House of the Legislature of its activities.

No member, consultant, or officer of the commission shall receive any compensation for his services in acting in such capacity but shall be paid his actual traveling and other necessary expenses incurred in attending the meetings of the commission and in the discharge of his duties as a member, consultant, or officer, upon verified and itemized accounts approved by the chairman of the commission. The necessary clerical and other expenses of the commission shall be paid in like manner.

All officers, departments, and agencies of the State government shall, when requested by the commission render to it such assistance as it may require in the discharge of its duties. All expenses incident to the rendering of such assistance, other than the salaries of the officers or employees of such departments and agencies, shall be paid from the fund made available to the commission by appropriation.

The expense of the commission shall be paid out of any fund approved for the use of the Legislature, provided, however, such expense shall not exceed \$15,000 for the fiscal year ending September 30, 1972, and September 30, 1973.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

The motion of Mr. Hearn to suspend the rules in order to take up for immediate consideration the above and foregoing resolution was lost, lacking a four-fifths vote.

Yeas 54; Nays 14.

Yeas:

Mr. Speaker	Cauthen	Downing	Harris
Adams	Chesnut	Easters	Headley
Barkett	Collins	Edwards	Jackson
Bassett	Connell	Ellis	Jones (E)
Boutwell	Cottingham	Falkenburg	Jones (F)
Brassell	Crawford	Goodwin	McBride
Callahan	Crowe	Gray (F)	McCluskey
Carnes	Dill	Hardin	McDonald

Manley	Parker (T)	Therrell	Waldrop
May	Perloff	Timmons	Wallace
Mims	Reynolds	Turner	Williams
Naramore	Smith (P)	Turnham	Wise
O'Daniel	Stokes	Waggoner	Wynot
Parker (H)	Straiton		

—54

Nays:

Messrs.:	Cross	Hill	Robertson
Baker	Flippo	King	St. John
Boles	Gafford	Lutz	Slate
Carter	Hale	Pruitt	

—14

And the resolution, S. J. R. 82, was read and referred to the Standing Committee on Rules.

H. 2860 RECONSIDERED

Having voted on the prevailing side, Mr. Kinsey moved to reconsider the vote by which the bill with Senate substitute was passed, and the motion was adopted.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Downing	Lutz	Roberts
Adams	Easters	McBride	Robertson
Adwell	Ellis	McCluskey	St. John
Baker	Erdreich	McDonald	Slate
Barkett	Falkenburg	Manley	Smith (K)
Bassett	Flippo	May	Smith (P)
Benton	Gafford	Meeks	Stokes
Boles	Goodwin	Merrill	Stubbs
Boutwell	Grainger	Mims	Taylor
Brassell	Grey (D)	Naramore	Therrell
Callahan	Hale	Nettles	Turner
Carnes	Hardin	O'Daniel	Turnham
Carter	Hill	Owens	Waggoner
Cherner	Jackson	Parker (T)	Wallace
Chesnut	Jones (E)	Perloff	Warren
Collins	Jones (F)	Pruitt	Williams
Cottingham	King	Reid (R)	Wise
Crawford	Kinsey	Reynolds	Wynot
Cross			

—73

On motion of Mr. Kinsey, the House non-concurred in the Senate substitute to the bill, H. 2860.

Yeas 75; Nays 0.

Yeas:

Mr. Speaker	Boles	Chesnut	Downing
Adams	Brassell	Collins	Easters
Adwell	Callahan	Connell	Edwards
Baker	Carnes	Coshatt	Ellis
Barkett	Carter	Cottingham	Erdreich
Bassett	Cauthen	Cross	Falkenburg
Benton	Cherner	Crowe	Flippo

Gafford	McBride	Perloff	Therrell
Goodwin	McCluskey	Pruitt	Timmons
Grainger	McDonald	Reid (R)	Turner
Gray (F)	Manley	Reynolds	Turnham
Hale	May	Roberts	Waggoner
Hardin	Meeks	Robertson	Waldrop
Jackson	Mims	St. John	Wallace
Jones (E)	Naramore	Slate	Warren
Jones (F)	Nettles	Smith (K)	Williams
King	O'Daniel	Smith (P)	Wise
Kinsey	Owens	Stokes	Wynot
Lutz	Parker (T)	Stubbs	

—75

On motion of Mr. Kinsey, a Committee of Conference was requested on the disagreement of the two Houses on the Senate substitute to the bill, H. 2860.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Benton, Kinsey and Wise.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 2639. To amend further Act No. 345 S. 291, Regular Session 1955, an act applying only in counties having populations not less than 300,000 nor more than 500,000 and providing for a domestic relations division of the Circuit Court of any such county.

Also:

H. 2648. To authorize counties having a population of not less than 45,500 nor more than 52,000, according to the most recent federal decennial census, to have such counties pay all expenses incurred by the Circuit Court Clerks and Registers in their respective State organizations.

Also:

H. 2669. To amend the title and Section 1 of Act No. 556, H. 540, Regular Session 1967 (Acts 1967, p. 1312) which provides that the Board of Education is authorized to expend public school funds for the purpose of purchasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff in certain counties classified on a population basis.

Also:

H. 2763. Relating to counties having a population of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census; to provide that any fireman or other municipal employee employed by any municipality in such a county may live anywhere within the county so long as he is able to at all times reach the place of his employment within thirty minutes from the time he receives a call to report to duty.

Also:

H. 2806. Relating to counties having populations of not less than 49,000 nor more than 51,000, according to the most recent federal decennial

census; fixing the fee for issuance of pistol permits by the sheriff and providing for distribution and use of such fees.

Also:

H. 2825. To amend Act No. 581, 1967 Regular Session of the Legislature to apply only in counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census, providing for appointment by the district attorney of a special medical assistant to aid him in the performance of his duties, and providing for payment of the compensation of such assistant from the general funds of the county.

Also:

H. 2837. Relating to the City of Florence, to declare the public policy of the city in regard to the extension of the zoning authority of that city by this Act, and to extend, alter, and rearrange certain of the boundaries of the zoning authority of the City of Florence so as to include within that authority a certain designated area.

Also:

H. 2838. Relating to Lauderdale County; prohibiting any municipality or agency thereof from requiring that facilities for the use of utility services be installed by persons licensed by the municipality.

Also:

H. 2839. To prohibit the City of Florence, or any agency thereof, from collecting outside the corporate limits of said city any permit fees, inspection fees or other fees with respect to the enforcement of any building code provision; to provide that building code provisions may be enforced within the police jurisdiction of said city, but to limit the collection of all fees and charges therefor to the area within the corporate limits of the City of Florence.

Also:

H. 2840. Relating to Lauderdale County; to amend Section 19 of Act No. 27, H. 102, First Special Session 1964 (Acts 1964, p. 47), which Act abolishes the Lauderdale County Inferior Court and establishes in lieu thereof the Lauderdale County Court, by providing further for the manner of taking appeals from judgments of said county court to the circuit clerk.

Also:

H. 2841. Relating to Lauderdale County; to provide for the Lauderdale County Commission to grant an exclusive franchise to private haulers of solid waste.

Also:

H. 2842. Relating to Lauderdale County; to prescribe the fee which may be charged by the Judge of Probate for celebrating the rites of matrimony and authorizing him to retain such fee for his personal use.

Also:

H. 2843. To establish the "Municipal Court of the City of Florence, Alabama" which shall be subject to Chapter 12, Title 37, Code of Alabama

1940, (recompiled 1958) as last amended, except that no fine in excess of \$500.00 shall be assessed, and to abolish other courts of the City of Florence exercising the functions conferred upon said Municipal Court.

Also:

H. 2846. Relating to law enforcement in Sumter County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in a fund; creating a fund to be designated as the Sheriff's Fund and providing for the use of such fund.

Also:

H. 2847. Relating to all counties having populations of not less than 15,400 nor more than 15,625, according to the most recent federal decennial census; providing for the manner of payment of the salaries of the sheriff and certain deputies in such counties.

Also:

H. 2848. Relating to all counties having population of not less than 41,750 nor more than 45,000; providing for compensation or salary of the register of the circuit courts of such counties.

Also:

H. 2849. To apply only in counties having populations of not less than 41,750 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

Also:

H. 2856. To amend further Section 7 of Act No. 66, H. 105, Second Special Session 1963 (Acts 1963, p. 228), an act levying sales and use taxes in Cullman County and providing for the ascertainment, collection, payment, distribution and use of the proceeds, so as to further provide for the use of the proceeds of such taxes.

Also:

H. 2863. To amend Act No. 323, H. 828, 1959 Regular Session, pertaining to exemption of medical research facilities from building and zoning restrictions and other regulations in counties having a population of not less than 125,000 nor more than 225,000 according to the most recent federal decennial census so as to make the same applicable only to counties having populations of not less than 150,000 and not more than 180,000 according to the last or any subsequent decennial census.

Also:

H. 2864. To amend Act No. 591, H. 972, 1965 Regular Session, pertaining to probate recording systems in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census, so as to make the same apply only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any federal decennial census.

Also:

H. 2867. To amend the Title and Section 1 of Act 25, H. 47, 1962 Ex. Sess., p. 36, applying to the payment of benefits when employee is disabled or

killed in counties having a population of 150,000 nor more than 300,000 according to the last or the 1960 or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Also:

H. 2868. To amend the title and Section 1 of Act No. 416, H. 917, 1955 Regular Session, approved September 9, 1955, pertaining to employees pensions in counties having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Also:

H. 2869. To amend the title and Section 1 of Act No. 321, S. 344, 1955 Regular Session, approved August 30, 1955 pertaining to pension or retiring allowance plan for employees in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent decennial census.

Also:

H. 2870. To amend the title and Section 1 of Act No. 794, H. 1384, of the 1961 Regular Session, pertaining to the coroner in counties having a population of not less than 150,000 nor more than 300,000 according to the most recent federal decennial census, so as to make the same applicable only to counties having a population of 150,000 nor more than 180,000 according to the last or any federal decennial census.

Also:

H. 2610. To provide that the county commissions of all counties having populations of not less than 11,500 nor more than 12,500, according to the most recent federal decennial census shall pay all deputy sheriffs employed in the sheriff's department of said counties a salary of not less than the minimum salary paid a state trooper. The Chief deputy shall be entitled to a salary of not less than fifty dollars more than a deputy.

Also:

H. 2704. To amend the title and Section 1 of Act No. 764, H. 1463, Regular Session 1961 (Acts 1961, p. 1091), which Act provides further for the compensation of members of the jury commission in counties having populations of not less than 22,000 nor more than 22,500, according to the most recent federal decennial census.

Also:

H. 2469. To provide for the qualifications and manner of election of members of the Clarke County Commission, the governing body of Clarke County, Alabama.

Also:

H. 2470. To further amend Sections 2 and 3 of Act No. 819, approved September 11, 1951 (Acts 1951, Volume II, page 1452), entitled "An act to impose extra, new and additional duties upon the members of the county governing body of Clarke County, Alabama, and to provide additional compensation for the performance of such duties," as amended by Act No. 120, approved July 7, 1965 (Acts 1965), Volume 1, pages 183-4), and as further amended by Act No. 99, approved May 14, 1969 (Acts 1969, page 177), to provide further for the salaries and expense allowances of members of such governing body.

Also:

H. 2214. Relating to counties having a population of not less than 34,000 nor more than 34,800 according to the most recent federal decennial census; to further provide for a Special Circuit Court Fund and for the payment therefrom of attorneys fees of attorneys appointed to represent indigent defendants; and authorizing the County Treasurer to pay said claims when verified and approved by the Circuit Judge of such circuit.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 1803 without the Governor's approval and with two suggested Executive Amendments.

Respectfully submitted,
HARRY L. PENNINGTON,
Executive Secretary.

Done this 22d day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 1803 without my approval and with two suggested Executive Amendments.

It is suggested that House Bill Number 1803 be amended by deleting paragraph (c) of Sub-section 2 thereof and substituting therefor the following:

- (c) To the State Mental Health Department:
For operation and maintenance.
For the fiscal year ending
September 30, 1972, estimated \$25,056,020.50

For the fiscal year ending
September 30, 1973, estimated\$29,570,169.75

It is further suggested that House Bill Number 1803 be amended by deleting paragraph (f) of Section 1, Sub-section (2) thereof and substitute therefor the following:

- (f) To the State Mental Health Department:
For the operation and administration of
Community Mental Health Programs.
For the fiscal year ending
September 30, 1972\$1,435,717.00
For the fiscal year ending
September 30, 1973\$1,970,624.00

The adoption of these suggested Executive Amendments will remove my objection to this Bill.

Respectfully,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

On motion of Mr. Gloor, the House concurred in and adopted the amendments proposed by His Excellency, the Governor, to the bill, H. 1803, said Governor's amendments being set out in the above and foregoing Message from the Governor.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Crowe	King	Reid (R)
Adams	Doss	Kinsey	Roberts
Adwell	Downing	Lang	Robertson
Baker	Drake	Lutz	St. John
Bank	Easters	McBride	Slate
Barkett	Edwards	McCluskey	Smith (K)
Bassett	Erdreich	McCorquodale	Smith (P)
Benton	Falkenburg	McDonald	Stokes
Boutwell	Fite	Manley	Straiton
Brassell	Flippo	Mathews	Stubbs
Callahan	Gafford	May	Taylor
Carnes	Gloor	Meeks	Therrell
Carter	Grainger	Merrill	Timmons
Cauthen	Gray (F)	Mims	Turner
Cherner	Grey (D)	Naramore	Turnham
Chesnut	Hale	Nettles	Waggoner
Collins	Hardin	O'Daniel	Waldrop
Connell	Headley	Owens	Wallace
Coshatt	Hill	Parker (T)	Warren
Cottingham	Jackson	Perloff	Williams
Crawford	Jones (E)	Pruitt	Wise
Cross	Jones (F)	Reed (T)	Wynot

Which was a majority of the whole number elected to the House.

And the bill:

H. 1803. To make appropriations for Mental Health purposes and for the payment of principal and interest on Mental Health Bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXLI.

As amended by the amendments proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 91; Nays 0.

Yeas:

Mr. Speaker	Doss	Kinsey	Roberts
Adams	Downing	Lang	Robertson
Adwell	Drake	Lutz	St. John
Baker	Easters	McBride	Slate
Barkett	Edwards	McCluskey	Smith (K)
Bassett	Erdreich	McCorquodale	Smith (P)
Benton	Falkenburg	McDonald	Stokes
Boles	Fite	Manley	Straiton
Boutwell	Flippo	Mathews	Stubbs
Brassell	Gafford	May	Taylor
Callahan	Gloor	Meeks	Therrell
Carnes	Goodwin	Merrill	Timmons
Carter	Grainger	Mims	Turner
Cauthen	Gray (F)	Naramore	Turnham
Cherner	Grey (D)	Nettles	Waggoner
Chesnut	Hale	O'Daniel	Waldrop
Collins	Hardin	Owens	Wallace
Connell	Headley	Parker (T)	Warren
Coshatt	Hill	Perloff	Williams
Cottingham	Jackson	Pruitt	Wise
Crawford	Jones (E)	Reed (T)	Wood
Cross	Jones (F)	Reid (R)	Wynot
Crowe	King	Reynolds	

—91

Which was the majority of the whole number elected to the House.

H. 1801 RESUMED

Mr. Mathews moved that the House concur in and adopt the Senate amendments to the bill, H. 1801, consideration of which had been previously carried over.

MOTION TO TABLE LOST

The motion of Mr. Mathews to table the motion of Mr. Smith (P) to carry over the bill, H. 1801 with Senate amendments, until 10:00 p. m., was lost.

Yeas 33; Nays 67.

Yeas:

Mr. Speaker	Casey	Drake	McCorquodale
Bank	Collins	Easters	Mathews
Bowers	Connell	Fite	Merrill
Brassell	Crawford	Gloor	Naramore
Burgess	Crowe	Jackson	O'Daniel
Callahan	Downing	Jones (F)	Owens

Perloff
Pruitt
Robertson

Smith (K)
Stubbs

Therrell
Turner

Williams
Wood

—33

Nays:

Messrs.:
Adams
Agee
Baker
Barkett
Bassett
Benton
Boles
Boutwell
Carnes
Carter
Cauthen
Cherner
Chesnut
Coshatt
Cottingham
Cross

Dill
Doss
Edwards
Ellis
Erdreich
Falkenburg
Flippo
Gafford
Goodwin
Grainger
Gray (F)
Grey (D)
Hale
Hardin
Harris
Headley
Hill

Jones (E)
King
Kinsey
Lang
Lutz
McBride
McCluskey
McDonald
Manley
May
Meeks
Mims
Nettles
Parker (H)
Parker (T)
Reed (T)
Reid (R)

Reynolds
Roberts
St. John
Slate
Snell
Stewart
Stokes
Straiton
Taylor
Timmons
Turnham
Waggoner
Waldrop
Wallace
Warren
Wise
Wynot

—67

H. 1801 CARRIED OVER

The question, then, was on the adoption of the motion of Mr. Smith (P) that the bill, H. 1801 with Senate amendments, be carried over until 10:00 p. m., and the motion was adopted.

Yeas 71; Nays 20.

Yeas:

Messrs.:
Adams
Agee
Baker
Barkett
Bassett
Benton
Boles
Boutwell
Carnes
Carter
Cauthen
Cherner
Chesnut
Connell
Coshatt
Cottingham
Cross

Dill
Doss
Ellis
Erdreich
Falkenburg
Flippo
Gafford
Goodwin
Grainger
Gray (F)
Grey (D)
Hale
Hardin
Harris
Headley
Hearn
Hill
Jackson

Jones (E)
King
Kinsey
Lang
Lutz
McBride
McCluskey
McDonald
May
Meeks
Mims
Nettles
Owens
Parker (H)
Parker (T)
Reed (T)
Reid (R)
Reynolds

Roberts
St. John
Slate
Smith (P)
Snell
Stewart
Stokes
Straiton
Taylor
Timmons
Turnham
Waggoner
Waldrop
Wallace
Warren
Wise
Wood
Wynot

—71

Nays:

Mr. Speaker
Adwell
Brassell
Callahan
Casey

Collins
Crawford
Crowe
Downing
Drake

Easters
Fite
Gloor
Jones (F)
Perloff

Robertson
Smith (K)
Therrell
Turner
Williams

—20

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills and Senate Joint Resolution, your signature thereto is requested:

S. 117. To amend Title 52, Section 148, 1940 Code of Alabama as amended, and to define a city within the meaning of Title 52, Code of Alabama, 1940.

Also:

S. 176. To require physicians and surgeons to report judgments or settlements annually to the State Board of Medical Examiners, and requiring said Board to keep records of all reported judgments and settlements, and take necessary disciplinary action.

Also:

S. 178. To authorize the Secretary-Treasurer of the Employees Retirement System to withhold from the retirement pay of any retired State employee the premium on any hospitalization or health group insurance plan.

Also:

S. 179. To appropriate from any funds not otherwise appropriated the sum of Four Hundred Dollars (\$400.00) to pay printing expenses of the Senate incurred in fiscal year ending September 30, 1969.

Also:

S. 375. To amend Subsection I of Section 204, Subsections A, B and D of Section 216, Section 217, Subsection A of Section 218, and Subsection C and Paragraph (1) of Subsection E of Section 240, Title 26, Chapter 4, Code of Alabama 1940, as last amended, relating to transfer of tax rating experience to a successor employer, claim determinations and redeterminations, hearing and decision of disputed claims, assessment of delinquent contributions, and execution, levy and sale for contributions; all relating to unemployment compensation.

Also:

S. 421. Relating to banks and banking; amending further Code of Alabama 1940, Title 5, Section 91, which relates to filing fees for permits to transact business; amending such section to prescribe fees to be paid with the application for a permit for the merger of two or more banks, and providing for the disposition of such fees.

Also:

S. 542. To amend Section 1 of Act No. 999 of the Regular Session of the Legislature of Alabama, 1969, approved September 12, 1969 (Acts of Alabama 1969, p. 1855), which Act created a retirement system for peace officers as defined therein, so as to include enforcement officers of conservation laws within the provisions of said Act.

Also:

S. 551. Relating to counties having not less than 16,350 nor more than 16,650 populations, providing for the payment to the Judge of Probate,

and/or Juvenile Court Judge of such counties for expenses of attending conferences of Judge of Probate and Juvenile Court Judges.

Also:

S. 684. To create the Governor's Mansion Advisory Board, hereinafter referred to as Advisory Board, to define its duties with regard to the furnishing, refurbishing and up keep of the Governor's Mansion, and to make an appropriation therefor.

Also:

S. 686. To authorize and direct the State Capitol Preservation Commission to organize, supervise, conduct and make a report of and recommendations based on a thorough and complete study of the State Capitol, its history, its architecture and its structural condition, with a view toward determining whether the public safety is endangered by its condition and the feasibility of restoring the central portion thereof to its 1851-1861 condition, of restoring other portions thereof to their original condition or their condition in some other appropriate era and also determining the most suitable and appropriate use to be made of such restored portion or portions of the Capitol; and to make an appropriation therefor.

Also:

S. 772. To apply only in counties in the state having a population of not less than 110,000 nor more than 150,000 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting center at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting center; and to provide election officers for each voting center designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Also:

S. 926. Relating to counties having populations of not less than 23,900 nor more than 24,450 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

Also:

S. 1026. Relating to circuits composed of one county having a population of not less than 110,000 nor more than 160,000; to create and establish in such circuits the office of ex-officio judge of any county court exercising original jurisdiction over general misdemeanor cases; providing for his selection: prescribing his duties, authority; and responsibilities, and fixing his compensation.

Also:

S. 1031. To provide an appropriation to the Alabama Forestry Commission for the purchase of land and the construction of various facilities.

Also:

S. 1033. To amend Section 6 of Act No. 344, H. 301, approved September 5, 1955, as amended, (Acts of Alabama 1955, p. 780), which created the Fort Morgan Historical Commission so as to provide further for the salaries of the secretary and historian and the assistant secretary of the commission.

Also:

S. 1070. To establish a Study Commission on Alabama's Judicial System; to prescribe its powers, functions, purposes and duties; to provide for the membership and officers of said Commission; to authorize such Commission to conduct studies and make recommendations pertaining to the judicial system and the administration of justice in Alabama.

Also:

S. 1071. To amend Act 493, House 765, Acts of Alabama, 1969, enacted at the 1969 Regular Session of the Legislature of Alabama, to provide for the leasing of heavy duty off-highway construction equipment including the machinery used for grading, drainage; road construction and compaction for the exclusive use of County and municipalities, highways, streets and sanitation departments by the County Board of Revenue, or other similar County governing bodies, the governing bodies of municipalities of the State, and the governing board of instrumentalities of county and municipalities, relative to exemption from the competitive bidding and expenditure of public funds.

Also:

S. 1145. To further amend Act No. 863, H. 1061, Regular Session 1965 (Acts 1965, p. 1605) which creates the Alabama Space Science Commission and provides for its membership, terms, authority and duties, so as to provide that the employees of said Commission shall be eligible for participation in the state health insurance plan and the state retirement system.

Also:

S. 1169. To provide further for the retirement of highway patrolmen, state troopers and other law enforcement officers of the State Department of Public Safety; to allow such officers to retain their badges, pistols, and certain other equipment upon retirement.

Also:

S. 1229. To transfer the appropriation made by Section 8 (a) (vii) of Act No. 94, H. 47 of the Special Session of 1971, to the Alabama Institute for the Deaf and Blind, Talladega, Alabama, for acquisition and construction of an eye, ear, nose and throat clinic, to the State Department of Education, Division of Rehabilitation and Crippled Children to be used by such division for the acquisition, construction and equipping of such clinic.

Also:

S. 1265. Relating to all counties having populations of not less than 41,750 nor more than 45,000; providing for compensation or salary of the register of the circuit courts of such counties.

Also:

S. 1269. Relating to judicial procedure in the Twenty-Ninth Judicial Circuit; regulating and providing further for the separation of the jury by consent in capital or non-capital felony cases in such circuit.

Also:

S. 1270. To allow prospective jurors to be excused without the presence of the defendant in the Twenty-Ninth Judicial Circuit of Alabama.

Also:

S. 1271. To abolish the drawing of special venires in capital cases in the Twenty-Ninth Judicial Circuit of Alabama.

Also:

S. 332. Relating to elections; to amend further Code of Alabama Title 17, Section 145, to define the term "political party."

Also:

S. 917. Relating to counties having populations of not less than 23,900 nor more than 24,450 according to the last or any subsequent federal decennial census; to authorize the court of county commissioners, board of revenue or other like governing body to designate deputy sheriffs as county traffic control officers and to provide for the payment of their compensation out of funds accruing from the motor vehicle and trailer license taxes; and directing the probate judge to withhold each year \$15,000 from the first moneys collected from the motor vehicle and trailer license taxes to be used for this purpose.

Also:

S. J. R. 108. To fix a day for holding the election on Constitutional Amendments proposed at the 1971 Regular Session of the Legislature.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Bills and Senate Joint Resolution, the titles of which are set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2218. To make an appropriation from the state treasury for the relief of Ray Bozeman, Clerk of the Covington County Circuit Court.

Also:

H. 1218. To provide for and fix the salaries of members of the Commission or Board of Commissioners (including the president of such Commission or Board) of each city in the State of Alabama having a population of not less than 32,000 nor more than 34,000 inhabitants according to the last federal census, or which shall hereafter have such population according to any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries: to provide further, that in such municipalities which own and operate light and power systems, and municipal water systems, one or either of them, that the president of such Commission shall be and act and be constituted as the supervisor thereof and shall be responsible for the planning, supervising and financing thereof: to fix his duties and to provide and fix the salaries, to fix the time and regulate the mode of payment thereof, to be paid the president of such Commission for his services as such supervisor out of the funds of such municipal light and power system, and municipal water system, one or either of them: to provide when the Act shall become effective.

Also:

H. 2861. Relating to counties having populations of 600,000 or more; to authorize and make provisions for the organization and incorporation of Airport, Industrial Park, and Airport and Industrial Park Authorities as non-profit public corporations for the promotion of aviation and the development and promotion of industry and commerce in such counties; to provide for the procedure, manner and conditions of organization and incorporation; to provide for the contents, execution and recording of certificates of incorporation; to provide that any such corporation shall be governed by a board of directors and to prescribe the number, terms, and manner of appointment of its members; to prescribe the powers of such Authorities, including the right to exercise the powers of eminent domain and certain zoning powers; to provide for the financing of such Authorities and to require certain local funding as a prerequisite to incorporation; to authorize the issuance of revenue bonds, to specify the provisions thereof, to pledge certain revenues for their retirement and to authorize the refunding of said bonds; to exempt such bonds from all taxation; to provide for cooperation with political subdivisions, public corporations and agencies of this State; to authorize political subdivisions to invest in bonds of the Authority and to make such bonds legal investments for fiduciaries, savings bonds and insurance companies; to authorize the Authority to accept and expend federal and state moneys or funds from public or private sources for the purposes of this act; to exempt such Authorities from certain restrictions with respect to construction and purchasing contracts and zoning regulations; to require such Authorities to be audited annually; and to provide for the dissolution of any such Authority and the disposition of its property.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has acceded to the request of the House For a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the House Bill:

H. 1799. To authorize Alabama Public School and College Authority to sell and issue \$10,285,000 aggregate principal amount of additional bonds for capital improvements for public educational purposes, including trade schools and junior colleges; to provide for the details of the said bonds and the public sale thereof; to make an appropriation and pledge, for the pro rata payment of the principal of and the interest on the said bonds and the bonds of the Authority that may be issued under Act No. 94 adopted at the 1971 Special Session of the Legislature, from proceeds of the residue of certain excise taxes, and that the appropriation and pledge made in this Act shall be in lieu of that made in the said Act No. 94; to authorize the Authority to pledge for payment of the principal of and interest on the bonds issued under this Act, pro rata with the principal of and interest on the bonds issued under the said Act No. 94, the moneys so appropriated and pledged in this Act; to provide that the bonds shall be limited obligations of the Authority payable solely out of the funds so appropriated and pledged, and will not create a debt or obligation of the state; to provide that the bonds and the income therefrom shall be exempt from taxation in this state and the bonds may be used to secure deposits of funds of this state and its political subdivisions, instrumentalities and agencies, shall be eligible for the investment of fiduciary funds, and shall constitute negotiable instruments; to authorize the issuance by the Authority of refunding bonds for the purpose of refunding the principal of any of the outstanding bonds theretofore issued by either the Authority or Alabama Education Authority, or both, the expenses of such refunding and any premiums necessary to retire those so refunded; to provide that after payment of the expenses of the issuance of the bonds the proceeds from the sale thereof shall be used to pay for capital improvements for public educational purposes, including trade schools and junior colleges; and to provide that if any portion of this Act should be held invalid, such holding shall not affect the validity of any other portion of this Act.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. Wilson, Hammond and Fine.

McDOWELL LEE,
Secretary.

SPECIAL ORDER RESUMED

And the bill:

S. 379. To further amend Section 301 of Title 52 of the Code of Alabama 1940, as amended, which relates to children exempt from public school.

Was read a third time at length and passed.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Brassell	Coshatt	Ellis
Adwell	Burgess	Cottingham	Erdreich
Agee	Callahan	Crawford	Falkenburg
Baker	Carnes	Cross	Fite
Bank	Carter	Crowe	Flippo
Bassett	Casey	Dill	Gafford
Benton	Cherner	Doss	Goodwin
Boles	Chesnut	Downing	Grainger
Boutwell	Collins	Drake	Grey (D)
Bowers	Connell	Edwards	Hardin

Harris	McCorquodale	Parker (T)	Stubbs
Headley	McDonald	Perloff	Taylor
Hearn	Manley	Pruitt	Therrell
Hill	Mathews	Reid (R)	Timmons
Jackson	May	Reynolds	Turner
Jones (E)	Merrill	Robertson	Turnham
Jones (F)	Mims	St. John	Waggoner
King	Naramore	Smith (K)	Waldrop
Lang	Nettles	Smith (P)	Wallace
Lutz	O'Daniel	Stewart	Warren
McBride	Owens	Stokes	Wise
McCluskey	Parker (H)	Straiton	Wynot

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And the bill:

S. 1009. To amend Act No. 470 Regular Session of 1969, Vol. 1, page, 912, so as to exempt state institutions of higher learning under the control of boards of trustees from having to secure approval of the Governor for out-of-state travel.

Was read a third time at length and passed.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Cross	Jackson	Reed (T)
Adwell	Dill	Jones (E)	Reid (R)
Agee	Doss	Jones (F)	Reynolds
Baker	Downing	King	St. John
Barkett	Drake	Lutz	Slate
Bassett	Easters	McBride	Smith (K)
Benton	Edwards	McCluskey	Smith (P)
Boutwell	Ellis	McCorquodale	Stokes
Bowers	Erdreich	McDonald	Straiton
Brassell	Falkenburg	May	Taylor
Callahan	Fite	Meeks	Therrell
Carnes	Flippo	Merrill	Timmons
Carter	Gloor	Mims	Turner
Casey	Goodwin	Naramore	Turnham
Cauthen	Grainger	Nettles	Waggoner
Cherner	Gray (F)	O'Daniel	Waldrop
Chesnut	Grey (D)	Owens	Wallace
Collins	Hardin	Parker (H)	Warren
Connell	Harris	Parker (T)	Wise
Cottingham	Hill	Pruitt	Wynot
Crawford			

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REPORT OF COMMITTEE OF CONFERENCE ON HB 1799

We, the committee of conference appointed to reconcile the disagreement between the two houses on the Senate amendments to the bill, H. B. 1799, have met, considered the matter in conference, and agreed to the following report:

1. We recommend that the House agree to the Senate amendments, and that the Senate substitute be adopted.

2. We recommend further that Section 7, subsection (y) of the bill as amended by the Senate substitute be amended to read as follows:

(y) State trade schools on a priority basis4,570,000

Conferees of the House,

CHARLES E. GRAINGER.

JOHN M. BAKER.

BILL WILLIAMS.

Conferees of the Senate,

KENNETH HAMMOND.

ROBERT T. WILSON.

JOE FINE.

CONFERENCE COMMITTEE REPORT ADOPTED

On motion of Mr. Grainger, the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 1799, said report being set out in the above and foregoing Report of the Committee of Conference.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Crawford	Jones (E)	Reynolds
Adams	Cross	Jones (F)	Robertson
Agee	Dill	King	St. John
Baker	Doss	Kinsey	Smith (K)
Barkett	Downing	Lang	Smith (P)
Bassett	Drake	Lutz	Snell
Benton	Easters	McBride	Stewart
Boles	Edwards	McCorquodale	Stokes
Boutwell	Erdreich	McDonald	Straiton
Bowers	Falkenburg	Manley	Taylor
Brassell	Fite	May	Therrell
Burgess	Flipppo	Meeks	Timmons
Callahan	Goodwin	Mims	Turner
Carnes	Grainger	Naramore	Turnham
Carter	Gray (F)	Nettles	Waggoner
Casey	Grey (D)	O'Daniel	Waldrop
Cauthen	Hale	Owens	Wallace
Cherner	Hardin	Parker (H)	Warren
Chesnut	Harris	Parker (T)	Williams
Collins	Headley	Perloff	Wise
Connell	Hill	Reed (T)	Wood
Coshatt	Jackson	Reid (R)	Wynot

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And the bill:

H. 1799. To authorize Alabama Public School and College Authority to sell and issue \$10,285,000 aggregate principal amount of additional bonds for capital improvements for public educational purposes, including trade schools and junior colleges; to provide for the details of the said bonds and the public sale thereof; to make an appropriation and pledge, for the pro rata payment of the principal of and the interest on the said bonds and the bonds of the Authority that may be issued under Act No. 94 adopted at the 1971 Special Session of the Legislature, from proceeds of the residue of certain ex-

cise taxes, and that the appropriation and pledge made in this Act shall be in lieu of that made in the said Act No. 94; to authorize the Authority to pledge for payment of the principal of an interest on the bonds issued under this Act, pro rata with the principal of and interest on the bonds issued under the said Act No. 94, the moneys so appropriated and pledged in this Act; to provide that the bonds shall be limited obligations of the Authority payable solely out of the funds so appropriated and pledged, and will not create a debt or obligation of the state; to provide that the bonds and the income therefrom shall be exempt from taxation in this state and the bonds may be used to secure deposits of funds of this state and its political subdivisions, instrumentalities and agencies, shall be eligible for the investment of fiduciary funds, and shall constitute negotiable instruments; to authorize the issuance by the Authority of refunding bonds for the purpose of refunding the principal of any of the outstanding bonds theretofore issued by either the Authority or Alabama Education Authority; or both, the expenses of such refunding and any premiums necessary to retire those so refunded; to provide that after payment of the expenses of the issuance of the bonds the proceeds from the sale thereof shall be used to pay for capital improvements for public educational purposes, including trade schools and junior colleges; and to provide that if any portion of this Act should be held invalid, such holding shall not affect the validity of any other portion of this Act.

As amended by the Report of the Committee of Conference, was again read at length and passed.

Yeas 90; Nays 0.

Yeas:

Mr. Speaker	Cross	King	Robertson
Adams	Crowe	Kinsey	St. John
Agee	Dill	Lang	Slate
Baker	Doss	Lutz	Smith (K)
Barkett	Downing	McBride	Smith (P)
Bassett	Drake	McCorquodale	Snell
Benton	Easters	McDonald	Stewart
Boles	Edwards	Manley	Stokes
Boutwell	Erdreich	May	Straiton
Bowers	Falkenburg	Meeks	Stubbs
Brassell	Fite	Merrill	Taylor
Burgess	Flippo	Mims	Therrell
Callahan	Goodwin	Naramore	Turner
Carnes	Grainger	Nettles	Turnham
Carter	Gray (F)	O'Daniel	Waggoner
Casey	Hale	Owens	Waldrop
Cauthen	Hardin	Parker (H)	Wallace
Cherner	Harris	Parker (T)	Warren
Chesnut	Headley	Perloff	Williams
Collins	Hill	Reed (T)	Wise
Connell	Jackson	Reid (R)	Wood
Coshatt	Jones (E)	Reynolds	Wynot
Crawford	Jones (F)		

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REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 32. To amend Sections 344, 345, 346, 347, 348, 349, 350 and 351 of Title 15, Code of Alabama 1940, relating to execution of death sentence; so as to provide further for place of execution.

Also:

H. 2410. To amend the Title, Section 1, Section 2, Section 3, Section 4, Section 5, Section 6, Section 7, and Section 8, of Act No. 432, H. 937, Regular Session 1961 (Acts 1961, p. 469) as last amended, which regulates the office of sheriff; authorizes the sheriff to employ certain personnel; provides for the payment of compensation to the sheriff and the employees of his office; provides for the deposit of all collections by that office; establishes certain exemptions for the sheriff; and designates certain duties to be performed by the sheriff's office in certain counties classified on a population basis of more than 150,000 and less than 180,000.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1811. To amend Section 177, Title 51, of the Code of Alabama of 1940, to increase the license tax levied thereby.

Also:

H. 364. To provide a state scholarship program to promote the education of nurses at the Sylacauga Nurses Training School, Sylacauga, Alabama; and making appropriations therefor.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 50. To make further provision for the financing and construction of public roads and bridges in the state; to authorize Alabama Highway Authority to sell and issue from time to time not exceeding \$110,000,000 aggregate principal amount of bonds in addition to those heretofore authorized to be issued by the Authority; to provide for the method of execution of the said bonds and other details pertaining thereto; to provide that the bonds shall be sold only at public sales and to make provisions respecting such sales, and the application of the proceeds from the sale or sales thereof; to provide that bonds issued under this act shall not create an obligation or debt of the state and shall be limited obligations payable solely out of the revenues of the Authority appropriated and pledged in this act; to provide that the said bonds while not registered shall constitute negotiable securities even though payable from a limited source; to provide that bonds at any time issued by the Authority and by Alabama Highway Finance Corporation, or either of them, and at the time outstanding may be refunded by the issuance by the Authority of refunding bonds and that the limitation on the amount of the bonds issued by the said Authority under this act shall not apply to refunding bonds issued under this act; to provide that the bonds and the income therefrom shall be exempt from taxation; to provide that the bonds may be used to secure deposits of funds of the state and its instrumentalities and agencies and shall be lawful for the investment of trust funds; to provide for the use of the proceeds of the bonds; to make appropriations and pledge funds necessary to pay the principal of and interest on the bonds; to authorize the Authority to pledge for payment of the said principal and interest the moneys appropriated and pledged in this act for that purpose; to provide that if any portion of this act is held invalid such holding shall not affect the validity of any other portion hereof; and to specify the effective date of this act.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 1081. To amend Title 51, section 787(e), as amended, Code of Alabama 1940, so as to make the sale of building materials, fixtures, or other equipment to a manufacturer or builder of modular buildings for use in manufacturing, building or equipping a modular building ultimately becoming a part of real estate situated in Alabama a sale at retail.

Also:

H. 1082. To further amend section 1(j), Act No. 100, Second Special Session, Legislature of 1959, as amended by Act No. 577, Acts of Alabama 1965, and Act No. 692, Acts of Alabama 1965, so as to make the sale of building materials, fixtures or other equipment to a manufacturer or builder of modular buildings for use in manufacturing, building or equipping a modular building ultimately becoming a part of real estate situated in Alabama a sale at retail.

Also:

H. 2464. Relating to taxation; to amend Title 51, Code of Alabama 1940, as heretofore amended, so as to exempt from ad valorem taxation certain raw materials used in manufacture of textile products.

Also:

H. 326. To amend Section 2 of Act No. 833, S. 128, Regular Session 1965 (Acts 1965, p. 1564), which act creates the State Employees' Insurance Board; so as to change the composition of the board's membership.

Also:

H. 2242. To provide for an increase in salary for all capitol security officers, patrolmen, night watchmen and guards; to provide for an increase in salary for the Chief of Capitol Security and to make available all necessary equipment for the performance of their duties.

Also:

H. 665. To abolish the jurisdiction of justices of the peace and notaries public ex officio justices of the peace elected or appointed for any precinct in Alabama in criminal and quasi-criminal cases.

Also:

H. 609. To regulate the practice of Landscape Architecture; to provide for the registration of qualified persons as professional Landscape Architects; to create a State Board of Registration for Professional Landscape Architects; to provide for the appointment and compensation of its members; to fix the term of members of the Board and to define the powers and duties of the Board; to provide the minimum qualifications and other requirements for registration; to establish fees with expiration and renewal requirements; and to provide for the enforcement of this Act and penalties for its violation; and to repeal conflicting laws.

Also:

H. 664. To propose an amendment to the Constitution of Alabama to abolish justices of the peace.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 142. To amend the title and Section 1 of Act No. 168, H. 163, 1st Special Session 1964 (Acts 1964, p. 233), which provides expense allowances for members and officers of the court of county commissioners, board of revenue, or other like county governing body, in certain counties classified on a population basis.

Also:

H. 144. Relating to counties having populations of not less than 16,600 nor more than 16,950, fixing the fee for issuance of a pistol permit by the sheriff and providing for the disposition and use of such fees.

Also:

H. 145. To amend the title and Section 1 of Act No. 855, H. 1168, Regular Session 1969 (Acts 1969, p. 1562), which regulates the compensation of jurors in certain counties classified on a population basis.

Also:

H. 146. To amend the title and Section 1 of Act No. 346, H. 851, Regular Session 1969 (Acts 1969, p. 719), which Act provides for the qualifications of the superintendent of education in certain counties classified on a population basis.

Also:

H. 147. To amend the title and Section 1 of Act No. 388, H. 976, Regular Session 1969 (Acts 1969, p. 765), which provides for the payment of expense allowances for members of jury commissions in certain counties classified on a population basis.

Also:

H. 149. To amend the title and Section 1 of Act No. 169, H. 164, 1st Special Session 1964 (Acts 1964, p. 234), which Act fixes the compensation of the coroner in certain counties classified on a population basis.

Also:

H. 151. To amend the title and Section 1 of Act No. 936, S. 15, Regular Session 1961 (Acts 1961, p. 1515) which Act applies to compensation of the jury commission in certain counties classified on a population basis.

Also:

H. 152. To amend the title and Section 1 of Act No. 130, H. 184, 2nd Special Session 1965 (Acts 1965, p. 183), which Act provides for the selection of textbooks and instructional material for use in the public schools in counties classified on a population basis.

Also:

H. 153. To amend the title and Section 1 of Act No. 115, H. 71, Special Session 1969 (Acts 1969, p. 187), which Act provides further for the compensation of members of the county board of education of certain counties classified on a population basis.

Also:

H. 154. To amend the title and Section 1 of Act No. 64, H. 737, Regular Session 1969 (Acts 1969, p. 355), which provides for the expenses of members of the Boards of Education in certain counties classified on a population basis.

Also:

H. 155. To amend the title and Section 1 of Act No. 449, S. 419, Regular Session 1963, (Acts 1963, p. 982) which Act provides for the appointment of custodians of state highway shops and garages located in certain counties classified on a population basis.

Also:

H. 156. To amend Act No. 506, H. 1106, Regular Session 1965 (Acts 1965, p. 745), which Act provides expense allowances for certain deputy sheriffs of certain counties classified on a population basis.

Also:

H. 157. To amend the title and Section 1 of Act No. 390, H. 978, Regular Session 1969 (Acts 1969, p. 766), which provides for expense allowances for members of boards of registrars in certain counties classified on a population basis.

Also:

H. 158. To amend the title and Section of Act No. 114, H. 70, Special Session 1969 (Acts 1969, p. 187), which Act provides further for the compensation and allowances of the superintendent of education in such counties.

Also:

H. 159. To amend the title and Section 1 of Act No. 358, H. 904, Regular Session 1969 (Acts 1969, p. 730) which Act provides an expense allowance for the members of the county board of equalization payable from the general funds of the county.

Also:

H. 228. To fix the fee for issuance of pistol permits in Marion County, Alabama; providing for the deposit of such fees; and to create a fund to be designated the Sheriff's Fund; and providing for the use of such fund for law enforcement purposes; and to validate prior collections and expenditures

from such collections; and to repeal all laws and parts of laws in conflict herewith, especially Act No. 28, H. 43, Special Session of the 1970 Legislature.

Also:

H. 229. Relating to Marion County; providing an expense allowance for deputy sheriffs in said county.

Also:

H. 231. To extend, alter and rearrange the boundary lines and corporate limits of the Town of Hamilton, in Marion County, Alabama.

Also:

H. 232. To amend the title and Section 1 of Act No. 359, H. 905, Regular Session 1969 (Acts 1969, p. 731), which act provides an expense allowance for members of the county board of equalization, in certain counties classified on a population basis.

Also:

H. 236. To amend the title and Section 1 of Act No. 178, H. 741, Regular Session 1969 (Acts 1969, p. 486), which act provides for the expenses of members of the Boards of Education in certain counties classified on a population basis.

Also:

H. 237. To amend the title and Section 1 of Act No. 27, H. 79, 3rd Special Session 1965 (Acts 1965, p. 235), which act authorizes the governing bodies of certain counties classified on a population basis to set aside, appropriate, use, and expend county funds to contribute to non-profit community action committees.

Also:

H. 241. To amend the title and Section 1 of Act No. 635, H. 1066, Regular Session 1965 (Acts 1965, p. 1156), which act provides for a secretary-stenographer for the courts of certain counties classified on a population basis.

Also:

H. 243. To amend the title and Section 1 of Act No. 853, H. 1167, Regular Session 1969 (Acts 1969, p. 1559), which act regulates the compensation of jurors in certain counties classified on a population basis.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 244. To amend the title and Section 1 of Act No. 119, H. 284, Regular Session 1969 (Acts 1969, p. 396), which act provides for the compensation and meeting days of the jury commissions in certain counties classified on a population basis.

Also:

H. 245. To amend the title and Section 1 of Act No. 67, H. 740, Regular Session 1969 (Acts 1969, p. 358), which act provides for additional expenses of Chief Deputy Sheriffs in certain counties classified on a population basis.

Also:

H. 247. To amend the title and Section 1 of Act No. 146, H. 151, Special Session 1962 (Acts 1962, p. 188), which act fixes the compensation of the county solicitors of certain counties classified on a population basis.

Also:

H. 248. To amend the title and section 1 of Act No. 135, H. 123, Special Session 1962 (Acts 1962, p. 176), which act provides additional compensation and allowances for certain election officers in certain counties classified on a population basis.

Also:

H. 249. To amend the title and section 1 of Act No. 76, H. 128, Special Session 1962 (Acts 1962, p. 99), which act provides for the uniform operation of school terms in certain counties classified on a population basis.

Also:

H. 252. To repeal Act No. 65, H. 738, Regular Session 1969 (Acts 1969, p. 356), and Act No. 360, H. 906, Regular Session 1969 (Acts 1969, p. 731), which acts apply only to counties having populations of not less than 20,100 nor more than 21,850 according to the 1960 federal decennial census, and provide for expense allowances for members of the governing bodies of such counties.

Also:

H. 253. To apply only to counties having a population of not less than 22,575, nor more than 23,800 according to the most recent federal decennial census; to provide an expense allowance for deputy sheriffs in such counties.

Also:

H. 585. To amend Section 2 of Act No. 130, H. 184, Second Special Session 1965 (Acts 1965 Second Special Session, p. 183), which Act provides for the selection of textbooks and instructional material for use in the public schools in counties classified on a population basis.

Also:

H. 242. To amend the title and Section 1 of Act No. 813, H. 1264, Regular Session 1965 (Acts 1965, p. 1520), which act relates to admissibility of evidence in civil actions in courts of certain counties classified on a population basis.

Also:

H. 547. To extend, alter and rearrange the boundary lines and corporate limits of the Town of Weston, in Marion County, Alabama.

Also:

H. 2725. To extend, alter and rearrange the boundary lines and corporate limits of the Town of Hackleburg, in Marion County, Alabama.

Also:

H. 1526. To further regulate the late fee collected in the tax collectors office in all counties having a population of not less than 55,500 nor more than 56,500, according to the most recent federal decennial census.

Also:

H. 1767. To provide for expense allowances for the Judge of the Intermediate Court in certain counties classified on a population basis.

Also:

H. 2366. To amend Section 2 of Act No. 247, Acts of Alabama 1965, page 357, an Act to provide a Personnel Appeals Board for Shelby County, so as to further define the term "Employee" within the purview of such Act; and to specify that the name of the Shelby County governing body in said Act shall be, "Shelby County Commission."

Also:

H. 2408. To amend the title and Section 1 of Act No. 145, H. 199, Special Session 1964 (Acts 1964, p. 212) which authorizes housing authorities incorporated under the provisions of the Code of Alabama 1940, where the employees of said housing authorities are subject to the provisions of the merit system to enter into a contract for the services of a director and assistant director and fix the compensation thereof; empowers said director and the assistant director to act as liaison personnel between the cities, the Regional Director and to negotiate with citizens affected by the overall plan of Urban Redevelopment; designates such other duties as may be provided in said contract in order to expedite Title I of the Federal Housing Act of 1949, as amended, provides that said contract shall be approved by the Regional Director in certain counties classified on a population basis.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length hav-

ing been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate Bill:

S. 1134. Relating to taxation: Exempting nuclear fuel assemblies together with the nuclear material contained therein and all reprocessed, recycled or residual nuclear fuel by-products, fissionable or otherwise used or useful in the production of electricity by persons regularly engaged in furnishing electricity to another person or other persons from state, county and municipal taxes, licenses, fees and excises.

McDOWELL LEE,
Secretary.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolutions, to-wit:

H. J. R. 176. Honoring Dr. E. B. Norton, President of Florence State University, for his many years of service to the State of Alabama.

Also:

H. J. R. 177. Commending the Auburn Tigers for their 1971 Gator Bowl win.

Also:

H. J. R. 178. Honoring Jimmie Rodgers, the "Father of County Music".

Also:

H. J. R. 182. Honoring Dr. Eric Rodgers on his retirement as Dean of the Graduate School of the University of Alabama.

Also:

H. J. R. 183. Mourning the death of Gerald M. Robertson.

Also:

H. J. R. 184. Congratulating Mrs. Debbie Newman Sanford upon winning the title "Mrs. Auburn".

Also:

H. J. R. 187. Commending the Pilot Club International on their 50th anniversary.

Also:

H. J. R. 189. Congratulating the Alabama Press Association on its 100th anniversary.

Also:

H. J. R. 196. Mourning the death of Walter G. Burch.

Also:

H. J. R. 193. Commending James G. Murphy, Manager of Chewacla State Park, Auburn, Alabama for the outstanding work accomplished by him during his administration as Manager.

Also:

H. J. R. 202. Commending Mr. Jack Jones of Mentone, Alabama, for developing an outstanding and unusual tourist resort known as Cloudmont Ski Resort.

Also:

H. J. R. 204. Commending the 151st Army Band Alabama National Guard.

Also:

H. J. R. 213. Death of Judge William L. Longshore Mourned.

Also:

H. J. R. 206. To designate October 24–30 as American Education Week in Alabama.

Also:

H. J. R. 215. Designating Alabama Highway 22 between Selma and Clanton as the "Bull Connor" Highway.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses on the House amendment to the Bill:

S. 159. Proposing an amendment to the Constitution relating to the Legislative Department.

said Conference Report being in words and figures, to-wit:

REPORT OF CONFERENCE COMMITTEE

We, the conferees, appointed to reconcile the differences between the two houses on the House amendment to the Bill, S. B. 159, are unable to reach an agreement and request that this Conference Committee now be dissolved.

Senator Richard Dominick

Senator Stewart O'Bannon, Jr.

Senator Aubrey J. Carr

Rep. Hugh D. Merrill

Rep. Quinton R. Bowers

Rep. Donald W. Stewart

And said Bill, S. B. 159, together with the Conference Report, is hereby sent to the House for its consideration.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Merrill, the House concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 159, said report being set out in the above and foregoing Message from the Senate.

REPORT OF THE STANDING COMMITTEE ON RULES

Mr. Drake, Chairman of the Standing Committee on Rules, reported that said committee in session had acted on the following resolution, S. J. R. 82, and ordered same returned to the House with a favorable report.

And the resolution, S. J. R. 82, was adopted.

Yeas 62; Nays 17.

Yeas:

Mr. Speaker	Cherner	Falkenburg	McCorquodale
Adams	Chesnut	Fite	May
Agee	Connell	Goodwin	Mims
Baker	Coshatt	Gray (F)	Naramore
Bank	Cottingham	Grey (D)	Nettles
Barkett	Crowe	Hearn	O'Daniel
Benton	Culver	Jackson	Parker (T)
Bowers	Downing	Jones (E)	Perloff
Brassell	Drake	Jones (F)	Reed (T)
Burgess	Easters	Kinsey	Reid (R)
Callahan	Edwards	Lang	Reynolds
Carnes	Ellis	McCluskey	Roberts

Smith (K)	Stokes	Waggoner	Wise
Smith (P)	Therrell	Waldrop	Wood
Snell	Timmons	Williams	Wynot
Stewart	Turner		

—62

Nays:

Messrs.:	Cross	Hill	Manley
Boles	Flippo	King	Robertson
Carter	Gafford	Lutz	St. John
Cauthen	Grainger	McDonald	Slate
Crawford	Hale		

—17

H. 2251 RECONSIDERED

Having voted on the prevailing side, Mr. Stubbs moved to reconsider the vote by which the bill, H. 2251 as amended by the Report of the Committee on Conference, was passed, and the motion was adopted.

Yeas 94; Nays 0.

Yeas:

Mr. Speaker	Dill	Kinsey	Robertson
Adams	Doss	Lang	St. John
Adwell	Downing	Lutz	Slate
Agee	Easters	McCluskey	Smith (K)
Baker	Edwards	McCorquodale	Smith (P)
Bassett	Ellis	McDonald	Snell
Benton	Erdreich	Manley	Stewart
Boles	Falkenburg	Mathews	Stokes
Boutwell	Fite	May	Straiton
Bowers	Flippo	Meeks	Stubbs
Brassell	Gloor	Mims	Taylor
Callahan	Goodwin	Naramore	Therre!!
Carnes	Grainger	Nettles	Timmons
Carter	Gray (F)	O'Daniel	Turner
Cauthen	Grey (D)	Owens	Turnham
Cherner	Hale	Parker (H)	Waggoner
Chesnut	Hardin	Parker (T)	Waldrop
Collins	Harris	Perloff	Wallace
Connell	Headley	Pruitt	Warren
Coshatt	Hill	Reed (T)	Williams
Cottingham	Jackson	Reid (R)	Wise
Crawford	Jones (E)	Reynolds	Wood
Cross	Jones (F)	Roberts	Wynot
Crowe	King		

—94

On motion of Mr. Stubbs, the House concurred in and adopted the Senate amendment to the bill, H. 2251.

Yeas 97; Nays 0.

Yeas:

Mr. Speaker	Bassett	Carnes	Connell
Adams	Benton	Carter	Coshatt
Adwell	Boles	Casey	Cottingham
Agee	Boutwell	Cauthen	Crawford
Baker	Bowers	Cherner	Cross
Bank	Brassell	Chesnut	Crowe
Barkett	Callahan	Collins	Dill

Doss	Headley	Mims	Snell
Downing	Hill	Naramore	Stewart
Drake	Jackson	Nettles	Stokes
Easters	Jones (E)	O'Daniel	Straiton
Edwards	Jones (F)	Owens	Stubbs
Ellis	King	Parker (H)	Therrell
Erdreich	Kinsey	Parker (T)	Timmons
Falkenburg	Lang	Perloff	Turner
Fite	Lutz	Pruitt	Turnham
Flippo	McBride	Reed (T)	Waggoner
Gafford	McCluskey	Reid (R)	Waldrop
Gloor	McCorquodale	Reynolds	Wallace
Goodwin	McDonald	Robertson	Warren
Grainger	Manley	St. John	Williams
Gray (F)	Mathews	Slate	Wise
Grey (D)	May	Smith (K)	Wood
Hardin	Meeks	Smith (P)	Wynot
Harris			

—97

And the bill, H. 2251, as amended by the Senate amendment, was again read at length and passed.

Yeas 64, Nays 8.

Yeas:

Mr. Speaker	Easters	McBride	St. John
Agee	Edwards	McCluskey	Slate
Barkett	Ellis	McCorquodale	Smith (K)
Bassett	Falkenburg	McDonald	Snell
Benton	Fite	Manley	Stewart
Boles	Flippo	Mathews	Stokes
Bowers	Goodwin	May	Straiton
Brassell	Grainger	Meeks	Stubbs
Callahan	Gray (F)	Mims	Taylor
Carnes	Grey (D)	Naramore	Therrell
Carter	Hardin	Nettles	Timmons
Casey	Harris	O'Daniel	Turner
Collins	Headley	Owens	Turnham
Connell	Hill	Parker (H)	Waggoner
Coshatt	Jackson	Perloff	Waldrop
Cottingham	Jones (E)	Pruitt	Wallace
Crawford	Jones (F)	Reed (T)	Warren
Cross	King	Reid (R)	Williams
Crowe	Kinsey	Reynolds	Wise
Downing	Lang	Roberts	Wood
Drake	Lutz	Robertson	Wynot

—84

Nays:

Messrs.:	Cherner	Doss	Gafford
Adwell	Dill	Erdreich	Smith (P)
Boutwell			

—8

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to have the Journal show Mr. Burgess voting "Yea" on the bill, S. 159.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1802. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1972 and September 30, 1973.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

Mr. Mathews moved that the House non-concur in the Senate amendments to the bill, H. 1802, said Senate amendments being as follows:

A BILL
TO BE ENTITLED
AN ACT

To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1972 and September 30, 1973.

Be It Enacted by the Legislature of Alabama:

Section 1. That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill, work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions, including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rental and items of general expense not defined as "equipment purchases", and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which have an appreciable and calculable period of usefulness in excess of one year; (d) "automotive equipment purchases" shall mean those items of motor vehicle equipment only and the money appropriated therefor shall be expended only for such purposes. The amounts herein appropriated for "equipment purchases" and "automotive equipment purchases" shall not be increased by the expenditure of any revenue derived from the sale, trade-in or exchange of the items of personal property described in Section 1 (c) and (d) hereof. Provided, however, that if at the end of any fiscal year, a pay period which has been or may be established by the Legislature providing for the payment of salaries of State employees overlaps from one fiscal year into the next fiscal year, payment for the total pay period shall be made from the new fiscal year's appropriation.

Section 2. The appropriations provided for in this Act shall be paid from funds in the State Treasury to the credit of the Alabama Special Educational Trust Fund and are hereby made for the support of public education in Alabama for each of the two fiscal years ending September 30, 1972, and September 30, 1973, respectively; and, except as may be otherwise expressly provided, the appropriations herein made shall be subject to the provisions, terms, conditions and limitations of the Budget and Financial Control Act (Article 3, Chapter 4, Title 55 of the Code of Alabama 1940) and shall be in the amounts specified in said sections.

Section 3. DEPARTMENT OF EDUCATION:

A. For the Department of Education:

For the fiscal year ending September 30, 1972:

For the salary of the State Superintendent	23,500.00
For other salaries	621,000.00
For other expenses	118,000.80
For rental expenses	81,715.20
For equipment purchases	5,000.00
For transfer to State Personnel Department	17,407.00

Total	866,623.00
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For the fiscal year ending September 30, 1973:

For the salary of the State Superintendent	23,500.00
For other salaries	652,000.00
For other expenses	124,000.00
For rental expense	81,715.20
For equipment purchases	5,250.00
For transfer to State Personnel Department	17,530.00

Total	903,995.20
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B. For Adult Basic Education:

To be used to match Federal funds for a removal of illiteracy program	127,218.00
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C. Civil Defense Survival Plan:

For salaries and other expenses only, in the operation of the Civil Defense Survival Plan	11,497.00
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D. Coordination of In-School Television Program:

For salaries	41,500.00
For other expenses	10,500.00
For equipment purchases	2,500.00

Total	54,500.00
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E. Drug Education Program:

For salaries, other expenses, and equipment purchases for the necessary education on drug abuse	91,000.00
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F. For matching federal funds available under the provisions of the Manpower Development Training Act		100,000.00
G. National Defense Education Program		161,885.00
H. To the Department of Education for Plans and Surveys:		
For the fiscal year ending September 30, 1972:		
For salaries	35,200.00	
For other expenses	4,200.00	
Total		39,400.00
For the fiscal year ending September 30, 1973:		
For salaries	37,000.00	
For other expenses	4,400.00	
Total		41,400.00
Section 4. STATE BOARD OF EDUCATION:		
A. Agricultural and Mechanical Institute at Normal, Alabama:		
For operation and maintenance of the Institute		2,554,682.00
B. Alabama State University:		
For the operation and maintenance of the University at Montgomery		2,581,000.00
C. Civilian Rehabilitation:		
For the rehabilitation of handicapped individuals	2,113,677.00	
For the Governor's Committee on Employment of Handicapped	10,000.00	
Total		2,123,677.00
(No administrative costs included herein.)		
D. For Compact for Education		10,500.00
(To be expended in accordance with Act No. 1143, 1969 Regular Session.)		
E. For Driver Education		300,000.00
F. Elementary Teachers Scholarship Fund....		25,000.00
G. Free Textbooks:		
For the fiscal year ending September 30, 1972:		
For salaries	38,000.00	
For other expenses	30,610.00	
For disbursements to Local Boards	50,000.00	
For the repair of used and the purchase of new textbooks	2,030,521.00	
Total		2,149,131.00

For the fiscal year ending September 30,
1973:

For salaries	40,000.00	
For other expenses	32,100.00	
For disbursements to Local Boards	52,500.00	
For the repair of used and the purchase of new textbooks	2,170,000.00	
Total		2,294,600.00

H. Junior College Equalization Account:

For operation and maintenance of the Junior Colleges listed below, to be dis- tributed on a formula adopted by the State Board of Education		10,333,911.00
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(The above appropriation is to be distributed to the following Junior Colleges: (1) Alexander City; (2) Albert P. Brewer; (3) John C. Calhoun; (4) Enterprise State; (5) James H. Faulkner; (6) Gadsden (7) Jefferson Davis; (8) Jefferson State; (9) Theodore Alfred Lawson; (10) Mobile State; (11) Northeast; (12) Northwest; (13) Patrick Henry; (14) Snead State; (15) Southern Union; (16) George C. Wallace (Napier Field); (17) George C. Wallace (Selma); (18) Lurleen B. Wallace State.)

I. J. F. Ingram Vocational Technical School:
For the operation and maintenance of a
Vocational Technical School

160,612.00

J. State Mental Health Department:

For salaries, other expenses and equip- ment purchases necessary to operate schools at Alabama State Hospitals		29,125.00
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K. State Mental Health Department:

For salaries, other expenses and equip- ment purchases necessary to operate a school at Partlow State School		246,271.00
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L. Minimum Program Fund:

In addition to all other funds appropriated for the public elementary and high schools of the State, there is hereby appropriated to the State Board of Education for the fiscal year ending September 30, 1972, the sum of \$218,212,583.00 and for the fiscal year ending September 30, 1973, the sum of \$237,512,583.00 to be known as the Minimum Program Fund, which in accordance with the statutes and regulations of the State Board of Education relating to the expenditure of such fund, shall be used for providing a minimum term and for the equalization of educational opportunity in the public schools of the State; provided that so much thereof as may be necessary of the above appropriations for each year shall be used by the State Board of Education to provide for additional teacher units for each school system in

the State which on the basis of current school attendance shall be entitled to additional teacher units over the number allowed based on the year immediately preceding said current year; provided further, that in no case shall a term of less than nine months in tax districts be approved, except that the State Board of Education, upon the recommendation of the State Superintendent of Education shall be authorized to make full allotments of funds to any school system for the time actually taught, if in the judgment of the State Superintendent of Education and the State Board of Education unusual conditions beyond the control of the local Board of Education in any school are such as to prevent the operation of that school for the required nine months minimum term; provided further, that the amount herein appropriated for the Minimum Program Fund shall include all moneys earmarked for public school teachers' salaries as provided in the Income Tax Amendment ratified on the 26th day of August, 1947. The Minimum Program Fund shall also include any other appropriations of funds, either State or Federal, which may be designated by the Legislature as a part of the Minimum Program Fund.

It is provided that from the appropriation hereinabove made the State Board of Education shall allocate and pay from said appropriation not less than one thousand (1000) additional teacher units for the program for exceptional children. Five hundred (500) teacher units are to be allocated for fiscal year ending September 30, 1972 and five hundred (500) teacher units to be allocated for fiscal year ending September 30, 1973. Twenty-five (25) of the teacher units allocated for fiscal year ending September 30, 1973 may be used in early education programs for exceptional children.

It is provided that beginning with the fiscal year 1972-73, that in addition to the salary now received, all teachers under the Minimum Program shall receive a salary increase as follows: Rank I teachers not less than seven hundred sixty-eight dollars (\$768.00) per annum; Rank III teachers not less than six hundred sixty-two dollars (\$662.00) per annum; Rank III teachers not less than five hundred thirty-five dollars (\$535.00) per annum; Rank IV teachers not less than four hundred fifty-one dollars (\$451.00) per annum; and, Rank V teachers not less than three hundred eighty-eight dollars (\$388.00) per annum, and any county or city board of education failing to comply herewith shall not be entitled to participate in the Minimum Program Fund. Said county or City school board shall not pay the aforementioned raise to any teacher who participates in, encourages or condones any mass truancy even for a single day, or any extra-curricular demonstration which is not approved by the City, County or State Board of Education and said teacher shall forfeit the aforementioned increase for that particular year. The State Board of Education may review the action of any System, City or County and require the forfeiture and may withhold said amount from appropriation to the said City or County school board and said teacher or may review and direct payment to said teacher. It is further provided, that in addition to the salary now received, all school bus drivers shall receive a salary increase of not less than ten per centum (10%) per annum, and any county or city board of education failing to comply herewith shall not be entitled to share in the Minimum Program Fund.

On or before January 1, 1973, each local board shall report in writing to the State Superintendent of Education, Legislative Council and the Governor on the manner on which the foregoing has been implemented.

M. Minimum Program Account:

Trainable Retarded Children

For salaries

41,000.00

For other expenses	6,108.00	
For distribution to Local Boards	360,726.00	
For Special Education	300,000.00	
Total		707,834.00

The appropriation hereinabove made for salaries and other expenses shall be expended by the State Board of Education for the cost incurred by the State Department of Education in the administration of this program. The appropriation hereinabove made for disbursement to local boards shall be used for the education and training of trainable retarded children and shall include the operation and maintenance of classroom, classes, transportation of trainable retarded pupils where justified, and compensation of teachers in accordance with Act No. 67, approved June 27, 1963, in accordance with the regulations of the State Board of Education and in accordance with Act No. 249, approved August 16, 1955. The appropriation for Special Education is the same appropriation as set out in Act No. 67, approved June 27, 1963, and shall be expended in accordance with that Act.

N. Physical Restoration of Crippled Children:

Handicapped Individuals	1,489,679.00
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O. For Regional Education:

For the fiscal year ending September 30, 1972	123,000.00
For the fiscal year ending September 30, 1973	133,000.00

P. Vocational Education:

(a) For the fiscal year ending September 30, 1972:		
For salaries	51,000.00	
For other expenses	29,272.00	
For rental expenses	7,500.00	
For equipment purchases	1,500.00	
Distributions to Local Boards and Institutions	12,578,206.00	
Total		12,667,478.00
For the fiscal year ending September 30, 1973:		
For salaries	53,500.00	
For other expenses	30,700.00	
For rental expense	7,500.00	
For equipment purchases	1,500.00	
Disbursements to Local Boards and Institutions	12,578,206.00	
Total		12,671,406.00

Vocational Education:

(b) For Industrial Development Training	250,000.00
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Q. State Vocational Technical School Equalization Account:

For the operations and maintenance of the Vocational Technical Schools listed below, to be distributed in accordance with a formula adopted by the State Board of Education:

For the fiscal year ending September 30, 1972	10,291,178.00
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For the fiscal year ending September 30, 1973	10,841,178.00
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The above appropriation is to be distributed to the following Vocational Technical Schools: (1) Alabama Institute of Aviation Technology; (2) Alabama School of Trades; (3) Harry M. Ayers; (4) Bessemer State; (5) John C. Calhoun; (6) Carver State; (7) J. F. Drake; (8) Gadsden; (9) Hobson; (10) Douglas MacArthur; (11) Muscle Shoals; (12) Northwest Alabama; (13) N. F. Nunnelle; (14) Opelika State; (15) John M. Patterson; (16) Ed E. Reid; (17) Shelton State; (18) Southwest State; (19) Chauncey Sparks; (20) Councill Trenholm State; (21) Tuscaloosa; (22) Walker County; (23) George C. Wallace, Cullman; (24) George C. Wallace, Dothan; (25) George C. Wallace, Selma; (26) Weno-

Section 5. BOARD OF TRUSTEES OF AUBURN UNIVERSITY:

- | | |
|---|---------------|
| A. The College: | |
| (1) Ford operation and maintenance | 13,299,056.00 |
| (2) Engineering Experiment Station | 225,808.00 |
| (3) Television Education | 245,539.00 |
| (4) For Development of Graduate Studies | 300,000.00 |
| B. Extension Work for Agriculture and Home Economics: | |
| For advising, demonstrating and informing people of Alabama in agricultural, farm and home pursuits, and other extension services | 3,201,188.00 |
| For Rural Resources Development Program | 207,000.00 |

The appropriation herein made for the Extension Service shall be expended under the direction of the Board of Trustees of Auburn University through its Extension Service and shall be done in such manner as to make available the maximum amounts of aid from the Federal government.

C. Agriculture Research:

- | | |
|---|--------------|
| (1) Alabama Agricultural Experiment Station at Auburn, for work and experimentation | 2,176,147.00 |
| (2) Co-operative research at the Agricultural and Experimental Substations .. | 817,968.00 |

That all research work and experimentation contemplated by the spirit and purpose of this sub-section (C) shall be carried out under the supervision of the Director of the Agricultural Experiment Station System and the President of Auburn University, who shall make a complete report to the Board of Trustees of Auburn University for each of the fiscal years ending September 30, 1972 and September 30, 1973.

The funds provided in this sub-section (C) shall be used for the support of researches, experiments, and investigations bearing upon and relating to the production, marketing, manufacturing, use and distribution of agricultural crops and products; for the production, marketing and curing of all kinds of livestock and livestock products that may be sold from or consumed on the farms of Alabama; for the production, culture, and use of pasture plants for the establishment, care, use and management of pastures; for the testing of all kinds of hay, food, and forage crops, including those that may be used for lawns and other sod crop purposes; for the testing of varieties of crops, including soil adaption and improvement; for the testing of fertilizers and fertilizer materials on the various soils and for various crops; for the production, marketing, storage, and curing of fruit, nut and vegetable crops; for the study of plant and animal disease, and insect pests; for researches and experiments dealing with forest production, management and use; for researches dealing with soil erosion and problems arising from the waste of land due to soil erosion, for researches to discover new uses of land; for the provisions of necessary land, buildings, fencing livestock and other physical equipment needed for the research work herein provided for; for researches in game and fish production; provided, however, that any researches in game and fish production shall be in cooperation with or upon the advice of the Director of Conservation, so that there may be complete coordination between the work of the Alabama Agricultural Experiment Station and that of the State Department of Conservation; as future changing agricultural conditions may demand, for researches and experiments on other similar important agricultural and economic problems having for their object the development of a more permanent, profitable and diversified agriculture; and for the printing of the necessary bulletins, circulars, etc., in order that the citizens of Alabama may be acquainted with the results of said research.

D. Auburn University—Montgomery, Alabama

For operations and maintenance	1,500,000.00
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Section 6. BOARD OF TRUSTEES OF ALABAMA BOYS' INDUSTRIAL SCHOOL:

For the operation and maintenance of the Alabama Boys' Industrial School	562,799.00
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**Section 7. BOARD OF TRUSTEES OF
ALABAMA INSTITUTE FOR DEAF
AND BLIND:**

- | | |
|---|--------------|
| (a) For operation and maintenance of the school | 1,757,335.00 |
| (b) For salaries and expenses incident to instruction of Adult Blind and for operation of the Trade School at the Institute | 406,830.00 |

Section 8. DEBT SERVICE:

- | | |
|--|------------|
| (1) For the payment of principal and interest due on bonds issued by Auburn University (Alabama Polytechnic Institute) pursuant to Constitutional Amendment No. CXX, For the fiscal year ending September 30, 1972 | 306,620.00 |
| For the fiscal year ending September 30, 1973 | 308,970.00 |
| (2) For payment of principal and interest due on bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXIX, For the fiscal year ending September 30, 1972 | 306,620.00 |
| For the fiscal year ending September 30, 1973 | 308,970.00 |
| (3) For the payment of principal and interest due on bonds issued by the University of Alabama Research Institute pursuant to Constitutional Amendment No. CLVII, For the fiscal year ending September 30, 1972 | 199,450.00 |
| For the fiscal year ending September 30, 1973: | 200,393.75 |
| (4) Interest on Endowments: | |
| For the fiscal year ending September 30, 1972: | |
| For interest on University of Montevallo (Alabama College) Endowment, estimated | 40,000.00 |
| For interest on Auburn University Endowment | 20,280.00 |
| For interest on University of Alabama Endowment | 61,000.00 |
| For interest on Grove Hill Endowment | 600.00 |

For interest on Public School Fund Endowment:	
Interest on 16th Section lands, estimated	260,000.00
Interest on School Indemity, lands, estimated	62,135.81
Interest on Valueless 16th Section lands	5,825.47
Interest on Surplus Revenue	26,763.47
Interest on James Wallace Fund	275.25
Total	476,880.00
For the fiscal year ending September 30, 1973:	
For interest on University of Montevallo (Alabama College) Endowment, estimated	40,000.00
For interest on Auburn University Endowment	20,280.00
For interest on University of Alabama Endowment	61,000.00
For interest on Groce Hill Endowment	600.00
For interest on Public School Fund Endowment:	
Interest on 16th Section lands, estimated	260,000.00
Interest on School Indemity lands, estimated	67,135.81
Interest on Valueless 16th Section lands	5,825.47
Interest on Surplus Revenue	26,763.47
Interest on James Wallace Fund	275.25
Total	481,880.00

Section 9. BOARD OF DENTAL SCHOLARSHIP AWARDS:

For Dental Scholarships at the University of Alabama School of Dentistry or any other dental school accredited by the Council on Dental Education of the American Dental Association. To be expended under the provisions of Act No. 793, 1965 Regular Session	83,000.00
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Section 10. EDUCATION OF DEPENDENTS OF BLIND PARENTS:

For reimbursement of every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which benefits are given to dependents of blind parents under the provisions of Act. No. 281, 1966 Special Session, estimated	5,250.00
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**Section 11. ALABAMA EDUCATION
STUDY COMMISSION:**

To be used for educational studies in accordance with Act No. 15, 1969 Special Session 155,000.00

**Section 12. ALABAMA EDUCATIONAL
TELEVISION COMMISSION:**

For the fiscal year ending September 30, 1972:

For salaries	505,500.00
For other expenses	359,344.00
For equipment purchases	98,800.00
For automotive equipment purchases	11,200.00
For programming	190,000.00

Total 1,164,844.00

For the fiscal year ending September 30, 1973:

For salaries	527,500.00
For other expenses	377,000.00
For equipment purchases	98,800.00
For automotive equipment purchases	11,200.00
For programming	202,500.00

Total 1,217,000.00

**Section 13. BOARD OF TRUSTEES OF
FLORENCE STATE UNIVERSITY:**

For the fiscal year ending September 30, 1972:

For operation and maintenance of the University	2,412,344.00
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For a school of Nursing to be used for construction, equipping, and operation and maintenance	100,000.00
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For the fiscal year ending September 30, 1973:

For operation and maintenance of the University	2,262,344.00
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For a school of Nursing to be used for construction, equipping, and operation and maintenance	250,000.00
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Section 14. GADSDEN JUNIOR COLLEGE—UPPER DIVISION COLLEGE OF TECHNOLOGY:

For operation and maintenance of the College	200,000.00
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Section 15. GOVERNOR'S OFFICE:

For the compensation of legal counsel to be used in accordance with Act No. 750, 1969 Regular Session	50,000.00
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**Section 16. COMMISSION ON HIGHER
EDUCATION:**

For salaries, other expenses and equip-
ment purchases to be expended in ac-
cordance with Act No. 14, 1969 Regu-
lar Session

137,000.00

**Section 17. BOARD OF TRUSTEES OF
ALABAMA INDUSTRIAL SCHOOL
AT MT. MEIGS, ALABAMA:**

For operation and maintenance of the
Alabama Industrial School at Mt.
Meigs, Alabama:

For the fiscal year ending September 30,
1972:

425,781.00

For the fiscal year ending September 30,
1973:

447,000.00

**Section 18. BOARD OF TRUSTEES OF
JACKSONVILLE STATE
UNIVERSITY:**

For operation and maintenance of the
University

3,585,365.00

For operation and maintenance of the
Nursing School and Capital Outlay

250,000.00

**Section 19. BOARD OF TRUSTEES OF
LIVINGSTON STATE UNI-
VERSITY:**

For operation and maintenance of the
University

1,230,387.00

**Section 20. MEDICAL SCHOLARSHIPS
BOARD:**

For Medical Scholarships at the Univer-
sity of Alabama Medical School. To be
expended under the provisions of Act
No. 278, 1965, 1st Special Session

135,000.00

**Section 21. BOARD OF TRUSTEES OF
UNIVERSITY OF MONTEVALLO:**

For operation and maintenance of the
University

1,993,514.00

For operation and maintenance of the
Speech and Hearing Clinic

50,000.00

**Section 22. DEPARTMENT OF PUBLIC
SAFETY—DIVISION OF PUBLIC
SCHOOL SECURITY:**

For training, equipping, salaries, other
expenses, equipment purchases and
automotive equipment purchases inci-
dent to the operations of the division..

1,500,000.00

The above appropriation shall be paid
from any taxes deposited into the Ala-
bama Special Educational Trust Fund
which are not constitutionally earmark-
ed.

Section 23. SOCIAL SECURITY:

For State's share of Social Security, For the fiscal year ending September 30, 1972, estimated	17,000,000.00
For the fiscal year ending September 30, 1973, estimated	17,500,000.00

Section 24. SYLACAUGA NURSES
TRAINING SCHOOL:

For the operation and maintenance of the Nurses training school at Sylacauga ..	40,000.00
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Section 25. BOARD OF TRUSTEES OF
THE UNIVERSITY OF SOUTH
ALABAMA:

For operation and maintenance of the University	4,285,936.00
For operation and maintenance of a Col- lege of Medicine, School of Nursing and University Hospital: For the fiscal year ending September 30, 1972	1,670,000.00
For the fiscal year ending September 30, 1973	1,988,000.00

Section 26. BOARD OF CONTROL OF
THE TEACHERS' RETIREMENT
SYSTEM:

For the fiscal year ending September 30, 1972: For the Teachers' Retirement System, Es- timated	30,969,600.00
For the fiscal year ending September 30, 1973: For the Teachers' Retirement System, Estimated	32,545,600.00

The above appropriations shall be ex-
pended in accordance with the statutes
and regulations now or hereafter exist-
ing relating to the expenditure of such
Teachers' Retirement Fund.

For the Teachers' Special Pension Fund: For the fiscal year ending September 30, 1972, estimated	1,050,000.00
For the fiscal year ending September 30, 1973, estimated	950,000.00

Section 27. STATE TENURE COMMIS-
SION:

For expense of Operation	2,000.00
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**Section 28. BOARD OF TRUSTEES OF
THE STATE TRAINING SCHOOL
FOR GIRLS:**

For the operation and maintenance of the State Training School for Girls:	
For the fiscal year ending September 30, 1972	338,375.00
For the fiscal year ending September 30, 1973	355,000.00

**Section 29. BOARD OF TRUSTEES OF
TROY STATE UNIVERSITY:**

For operation and maintenance of the University	2,654,432.00
For operation and maintenance of a School of Nursing at Troy University	200,000.00
For operation and maintenance of a School of Nursing at St Margaret's Hospital, Montgomery, Alabama	200,000.00
For School of Nursing—Scholarships	18,000.00

**Section 30. BOARD OF TRUSTEES OF
THE UNIVERSITY OF ALABAMA**

A. The University:	
(1) For operation and maintenance	13,149,589.00
(2) For School of Medicine:	
For the fiscal year ending September 30, 1972	225,000.00
For the fiscal year ending September 30, 1973	450,000.00
(3) For Development of Graduate Studies	300,000.00
(4) For Emotional Disturbed Chil- dren's Center	200,000.00
(5) For the School of Library Science	183,000.00
(6) For Public Service, Research and Extension	923,146.00
B. The University—Birmingham:	
(1) For the School of Community and Allied Health Resources	50,000.00
(2) For the School of Dentistry: For maintenance and operation...	2,342,155.00
(3) For University College (College of General Studies):	
For operation and maintenance	3,221,000.00
For Cultural Arts Program	150,000.00
For Center for Labor Education and Research	130,000.00
(4) For Medical College:	
For maintenance and operation	5,123,777.00
(5) For the School of Nursing	362,670.00
(6) For the School of Nursing— Scholarships	13,400.00

(7) For a Loan Fund for Student Nurses	12,000.00
(8) For the School of Optometry: For maintenance and operation	308,065.00
(9) For the University Hospitals and Clinics: For maintenance and operation	1,652,637.00
(10) For Development of Graduate Studies	100,000.00
(11) For Diabetes Clinic: For maintenance and opera- tion	50,000.00
C. The University—Huntsville:	
(1) For operation and maintenance	2,619,608.00
(2) For Environmental Science Cen- ter	100,000.00
(3) For Collegiate School of Nurs- ing	250,000.00
(4) For School of Medicine: For the fiscal year ending Sep- tember 30, 1972	225,000.00
For the fiscal year ending Sep- tember 30, 1973	450,000.00
(5) For Development of Graduate Studies	100,000.00

Section 31. VETERANS EDUCATION

BENEFITS:

For reimbursement to every Alabama State institution of higher learning, col- lege, university, or Alabama State Trade School or Junior College, in which bene- fits are given to Veterans, their wives, widows, or children under the provision of Act No. 767, 1965 Regular Session, Estimated	500,000.00
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Section 32. SPECIAL MENTAL HEALTH
FUND:

For transfer to the Special Mental Health
Fund:

For the fiscal year ending September 30, 1972	11,500,000.00
For the fiscal year ending September 30, 1973	12,500,000.00

Section 33. The State Superintendent of Education shall make requisition on the State Comptroller in favor of the proper beneficiary in accordance with the law and rules and regulations governing the expenditure or disbursement of any and all funds provided for in this Act, whereupon the Comptroller, upon the approval by the Governor, shall issue his warrant therefor; provided, that all appropriations and funds made available to the University of Montevallo, the University of Alabama, the University of South Alabama, Auburn University, the Institute for the Deaf and Blind, the Boys' Industrial School, the Alabama Industrial School at Mt. Meigs, Alabama, the State

Training School for Girls, the Alabama Educational Television Commission, Teachers Retirement System, Florence State University, Jacksonville State University, Livingston State University, Troy State University and the State Social Security Board by the provisions of this Act shall be paid by request to the Comptroller made in the manner now provided by law.

Section 34. The provisions of this Act are severable. If any section, paragraph, sentence, clause, provision, or portion of this Act, or all or any portion of any appropriation or appropriations herein made, be held unconstitutional or invalid, such holding shall not affect any other section, paragraph, sentence, clause, provision, or portion of this Act, or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 35. This Act shall become effective October 1, 1971.
AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1802:

Amend the Finance & Taxation Committee Substitute for House Bill 1802 in Section 4, A, on page 3 of said bill by striking the figures "2,554,682.00" and insert in lieu thereof the figures "2,704,682.00".

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1802:

Amend the Finance and Taxation Committee Substitute for House Bill 1802 by adding the following section after Section 32 on page 19 of said bill:

"Section 33. MARINE ENVIRONMENTAL SCIENCES CONSORTIUM:

For maintenance and operation100,000.00

The above appropriation shall be paid out only on the condition that H. B. 2638 of this session be enacted into law."

Further amend the Substitute to House Bill 1802 by re-numbering former "Sections 33, 34 and 35" to read "Sections 34, 35 and 36".

AMENDMENT TO THE SUBSTITUTE FOR HOUSE BILL 1802:

Amend the Finance and Taxation Substitution for House Bill 1802 by striking the figure \$218,212,583.00 from Section 4, sub-section L, page 5, and substituting in lieu thereof the figure \$228,251,603.00, and further amend the Finance and Taxation Substitute for H. B. 1802, Section 4, subsection L, page 5, by striking the figure \$237,512,583.00 and inserting in lieu thereof the figure \$238,022,488.00.

Further amend Section 4, sub-section L, page 6, paragraph three by striking the present wording and substituting as follows:

It is provided that with the beginning of the fiscal year 1971-72, that in addition to the salary now received, all teachers under the Minimum Program shall receive a salary increase as follows: Rank I teachers not less than three hundred eighty-four dollars (\$384.00) per annum; Rank II teachers not less than three hundred thirty-one dollars (\$331.00) per annum; Rank III teachers not less than two hundred sixty-seven dollars (\$267.00) per annum; Rank IV teachers not less than two hundred twenty-five dollars (\$225.00) per annum; Rank V teachers not less than one hundred sixty-nine dollars (\$169.00) per annum, and any county or city board of education failing to comply here-

with shall not be entitled to participate in the Minimum Program Fund. It is provided that beginning with the fiscal year 1972-73, that in addition to the salary now received, all teachers under the Minimum Program shall receive a salary increase as follows: Rank I teachers not less than four hundred three dollars (\$403.00) per annum; Rank II teachers not less than three hundred forth-eight dollars (\$348.00) per annum; Rank III teachers not less than two hundred eighty-one dollars (\$281.00) per annum; Rank IV teachers not less than two hundred thirty-four dollars (\$234.00) per annum; Rank V teachers not less than two hundred four dollars (\$204.00) per annum, and any county or city board of education failing to comply herewith shall not be entitled to participate in the Minimum Program Fund. Said County or City school board shall not pay the aforementioned raise to any teacher who participates in, encourages or condones any mass truancy even for a single day, or any extra-curricular demonstration which is not approved by the City, County or State Board of Education and said teacher shall forfeit the aforementioned increase for that particular year. The State Board of Education may review the action of any System, City or County and require the forfeiture and may withhold said amount from appropriation to the said City or County school board and said teacher or may review and direct payment to said teacher. It is further provided, that in addition to the salary now received, all school bus drivers shall receive a salary increase of not less than ten percentum (10%) per annum, and any county or city board of education failing to comply herewith shall not be entitled to share in the Minimum Program Fund.

On or before January 1, 1973, each local board shall report in writing to the State Superintendent of Education, Legislative Council and the Governor on the manner in which the foregoing has been implemented.

AMENDMENT TO SUBSTITUTE TO H. B. 1802:

Amend subsection L of Section 4 on page 5 of H. B. 1802 by adding the following at the end of the first paragraph of subsection L of Section 4:

"Provided, that any funds herein appropriated for transportation of students including, but not limited to, those amounts recommended for transportation in the Governor's budget recommendations for the minimum program fund may be withheld or reduced where in the opinion of the Governor such funds are being used or will be used for transportation of students in violation of any law of the State of Alabama."

AMENDMENT TO SUBSTITUTE FOR H. B. 1802:

Amend Section 21 of Substitute for H. B. 1802 by striking out the figure "\$1,993,514.00" and insert in lieu thereof the figure "\$2,193,514.00".

AMENDMENT TO HOUSE BILL 1802:

Amend Finance and Taxation Substitute for House Bill 1802 by adding immediately after Section 30, A, on page 17 the following sub-section:

"(7) Alabama law Institute, for library books \$50,000.00"

AMENDMENT TO SUBSTITUTE FOR HOUSE BILL 1802:

Amend Finance and Taxation Substitute for House Bill 1802 by striking Section 5. A. (1) and (4) and Section 30. A. (1) and (3) and adding in lieu thereof the following:

1. "Section 5. A.
 - (1) For operation and maintenance \$13,449,056.00
 - (4) For development of Graduate Studies 450,000.00
2. "Section 30. A.
 - (1) For operation and maintenance 13,249,589.00
 - (3) For development of Graduate Studies 500,000.00

Amendment to Substitute for H. B. 1802:

Amend by deleting Section 22 in its entirety and renumbering the remaining sections.

AMENDMENT TO SUBSTITUTE TO HOUSE BILL 1802:

Amend House Bill 1802 by striking the whole of Section 18 and insert in lieu thereof the following:

"Section 18. BOARD OF TRUSTEES OF JACKSONVILLE STATE UNIVERSITY:

For operation and maintenance of the University:

For the fiscal year ending September 30, 1972 3,944,000.00

For the fiscal year ending September 30, 1973 4,142,000.00

For operation, maintenance and capital outlay of the Nursing School 250,000.00"

Amendment to Substitute for H. B. 1802:

1. Amend Substitute for H. B. 1802 by adding at the end of Section 30 of the bill on page 18, the following words and figures:

Section 31. For the John M. Will Memorial
Scholarship Foundation\$1,000.00

2. Further amend the Substitute for H. B. 1802 by renumbering the remaining sections.

AMENDMENT TO THE SUBSTITUTE FOR H. 1802:

In Section 4. N. strike out the following figures: "1,489,679.00", and insert in lieu thereof the following figures:

1,539,679.00

AMENDMENT TO SUBSTITUTE FOR H. B. 1802 AS AMENDED:

Amend House Bill 1802 by striking Section 7 in its entirety and substituting in lieu thereof the following Section 7:

"Section 7. BOARD OF TRUSTEES OF ALABAMA INSTITUTE FOR DEAF AND BLIND:

(a) For operation and maintenance of the school

For the fiscal year ending September 30, 1972 1,879,779.00

For the fiscal year ending September 30, 1973 1,956,890.00

- (b) For salaries and expenses incident to instruction of Adult Blind and for operation of the Trade School at the Institute

For the fiscal year ending September 30, 1972 457,300.00

For the fiscal year ending September 30, 1973 462,000.00"

AMENDMENT TO H. B. 1802:

Amend Section 4, paragraph B of H. B. 1802 by increasing the appropriation for the operation of Alabama State University at Montgomery, by \$123,682.00.

Amendment H. B. 1802, as substituted, by adding at the end of Section 4 thereof the following:

R. ALABAMA HIGH SCHOOL OF FINE ARTS:

For 1971-1972: For a planning grant for the Alabama High School of Fine Arts 70,000.00

For 1972-1973: For an operating grant for the Alabama High School of Fine Arts 70,000.00

The above appropriation is to carry out the provisions of H. J. R. 145 of the 1971 Regular Session.

Further amend the bill by striking therefrom in Section 29, B 3 the following: "For Cultural Arts Program 150,000.00" and insert in lieu thereof the following:

For Cultural Arts, to be administered through the public service, extension and conference program 80,000.00

AMENDMENT TO SUBSTITUTE FOR H. 1802:

In Section 4. C. strike out the figures "2,113,677.00," and insert in lieu thereof the following figures:

2,263,677.00

Also in said Section 4.C. strike out the figures "2,123,677.00," and insert in lieu thereof the following figures:

2,273,677.00

AMENDMENT TO SUBSTITUTE FOR H. B. 1802:

Amend Finance and Taxation Substitute for H. B. 1802 by striking the figure 2,342,155.00 in Section 29, B (2), and adding in lieu therefor the figure 2,417,155.00.

Further amend Finance and Taxation Substitute for H. B. 1802 by striking the figure 3,221,000.00 in Section 29, B (3) and adding in lieu therefor the figure 3,371,000.00.

AMENDMENT TO SUBSTITUTE FOR HOUSE BILL 1802:

Amend Finance and Taxation Substitute for House Bill 1802 by striking on Page 4, Section 4, Subsection G in its entirety and inserting in lieu thereof the following:

G. Free Textbooks

For the fiscal year ending September 30,
1972:

For salaries	41,301.50
For other expenses	34,235.00
For the purchase of equipment	1,720.00
For the disbursements to Local Boards....	100,000.00
For the purchase and repair of textbooks	3,496,950.00

Total	3,674,206.50
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For the fiscal year ending September 30,
1973:

For salaries	45,431.00
For other expenses	35,885.00
For disbursements to Local Boards	100,000.00
For the purchase and repair of textbooks	3,496,950.00

Total	3,678,266.00
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AMENDMENT TO SUBSTITUTE FOR HOUSE BILL 1802:

Amend House Bill 1802 as substituted by adding a new section to be numbered Section 33:

"For the Montgomery Institute for Neurological Development, \$25,000. The appropriation made in this subparagraph shall be conditional upon the condition of The Special Educational Trust Fund and the approval of the Governor."

AMENDMENT TO SUBSTITUTE FOR H. B. 1802:

Amend the F & T substitute for H. B. 1802 by striking the title in its entirety and insert in lieu thereof the following:

"To make annual appropriations for the support, maintenance, and development of public education and mental health in Alabama for each of the fiscal years ending September 30, 1972 and September 30, 1973."

SUBSTITUTE MOTION

Mr. Smith (P) offered the following substitute motion to hte bill, H. 1802:

I move that the House non-concur in the Senate amendments to the bill, H. 1802, that a Conference Committee be appointed, and that the Conference Committee is hereby instructed not to agree on any item added to the bill by Senate substitute or amendments appropriating money for mental health purposes.

MOTION TO TABLE SUBSTITUTE MOTION LOST

The motion of Mr. Mathews to table the substitute motion offered by Mr. Smith (P) was lost.

Yeas 17; Nays 82.

Yeas:

Mr. Speaker
Bank

Callahan
Casey

Collins
Crawford

Crowe
Downing

Easters	Gloor	Mathews	Smith (K)
Edwards	McCorquodale	O'Daniel	Williams
Fite			—17

Nays:

Messrs.:	Doss	Kinsey	Roberts
Adams	Drake	Lang	St. John
Agee	Ellis	Lutz	Slate
Baker	Erdreich	McBride	Smith (P)
Barkett	Falkenburg	McCluskey	Snell
Bassett	Flippo	McDonald	Stewart
Benton	Gafford	Manley	Stokes
Boies	Goodwin	May	Straiton
Boutwell	Grainger	Meeks	Stubbs
Bowers	Gray (F)	Merrill	Taylor
Brassell	Grey (D)	Mims	Therrell
Carnes	Hale	Naramore	Timmons
Carter	Hardin	Nettles	Turner
Cauthen	Harris	Owens	Turnham
Cherner	Headley	Parker (H)	Waggoner
Chesnut	Hearn	Parker (T)	Waldrop
Connell	Hill	Perloff	Wallace
Coshatt	Jackson	Pruitt	Warren
Cottingham	Jones (E)	Reed (T)	Wood
Cross	Jones (F)	Reid (R)	Wynot
Dill	King	Reynolds	—82

The question, then, was on the adoption of the substitute motion offered by Mr. Smith (P), and the motion was adopted.

Yeas 89; Nays 13.

Yeas:

Messrs.:	Cross	Jones (F)	Reynolds
Adams	Crowe	King	Roberts
Adwell	Dill	Kinsey	Robertson
Agee	Doss	Lang	St. John
Baker	Drake	Lutz	Slate
Barkett	Edwards	McBride	Smith (P)
Bassett	Ellis	McCluskey	Snell
Benton	Erdreich	McDonald	Stewart
Boles	Falkenburg	Manley	Stokes
Boutwell	Flippo	May	Straiton
Bowers	Gafford	Meeks	Stubbs
Brassell	Goodwin	Merrill	Taylor
Burgess	Grainger	Mims	Therrell
Callahan	Gray (F)	Naramore	Timmons
Carnes	Grey (D)	Nettles	Turner
Carter	Hale	O'Daniel	Turnham
Casey	Hardin	Owens	Waggoner
Cauthen	Harris	Parker (H)	Wallace
Cherner	Headley	Parker (T)	Warren
Chesnut	Hearn	Perloff	Weeks
Connell	Hill	Reed (T)	Wood
Coshatt	Jackson	Reid (R)	Wynot
Cottingham	Jones (E)		—89

Nays:

Mr. Speaker	Crawford	Easters	Gloor
Collins	Downing	Fite	Hobbie

McCorquodale
Mathews

Pruitt

Smith (K)

Williams

—13

On motion of Mr. Smith (P), the House non-concurred in the Senate amendments to the bill, H. 1802.

On motion of Mr. Smith (P), a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendments to the bill, H. 1802.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Mathews, Gloor and Collins.

UNANIMOUS CONSENT GRANTED

Unanimous consent was granted to have the Journal show Mr. Boutwell voting "Yea" on the bill, S. 159.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 548. Proposing an amendment to the Constitution of Alabama providing for the registration of electors by mail.

Also:

H. 748. Further amending Code of Alabama 1940, Title 46, Section 297 (22p); relating to the practice of podiatry; bringing the definition of "surgical treatment" more in line with the functions and treatments that a podiatrist is qualified to perform, in respect to the training and educational requirements set out by the existing law.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 725. To regulate further license plates or tags for motor vehicles, directing the commissioner of revenue to design license plates or tags, insofar as practicable, so as to adapt to Alabama the registration (license plate) numbering system developed by the American Association of Motor Vehicle Administrators.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Hale, the House concurred in and adopted the Senate amendment to the bill, H. 725, said Senate amendment being as follows:

Amend House Bill 725 in Section 3 by deleting the period at the end of the sentence and substituting a semicolon therefor and adding the following: "and Act No. 675, S. 204 of the Regular Session of 1951 (Acts of 1951, Vol. 2, p. 1168) is hereby specifically repealed."

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Cross	Kinsey	Robertson
Adams	Dill	Lutz	St. John
Adwell	Doss	McBride	Smith (K)
Agee	Downing	McCluskey	Smith (P)
Baker	Easters	McCorquodale	Snell
Barkett	Edwards	McDonald	Stokes
Bassett	Ellis	Manley	Straiton
Benton	Falkenburg	May	Stubbs
Boles	Flippo	Meeks	Taylor
Boutwell	Goodwin	Mims	Therrell
Brassell	Grainger	Naramore	Turner
Callahan	Gray (F)	Nettles	Turnham
Carnes	Grey (D)	O'Daniel	Waggoner
Carter	Hardin	Owens	Waldrop
Casey	Harris	Parker (H)	Wallace
Cauthen	Hearn	Perloff	Warren
Chesnut	Hill	Pruitt	Weeks
Connell	Jackson	Reid (R)	Williams
Coshatt	Jones (E)	Reynolds	Wood
Cottingham	Jones (F)	Roberts	Wynot
Crawford	King		

—82

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 1788. To enlarge the powers, authority and jurisdiction of the Alabama Public Service Commission, so as to authorize said Commission to issue certificates of public convenience and necessity to radio utility corporations, companies, or persons, firms or associations owning, leasing, managing or operating a radio utility system as defined in the Act; to provide the procedure therefor; to prescribe penalties for violations; to provide an effective date; to repeal conflicting laws; and for other purposes.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Stubbs, the House concurred in and adopted the Senate amendment to the bill, H. 1788, said Senate amendment being as follows:

Amend H. B. 1788 as follows:

Delete Section 2 (d) therein and insert in lieu thereof the following:

"Section 2 (d) The words "radio utility system" shall mean a system employing any facility within this state to offer a radio service on a for-hire basis

to the members of the public who subscribe to such service, and which is operated under such circumstances as would require a license by the Federal Communications Commission as a miscellaneous common carrier in the domestic land mobile radio services;"

Amend Section 4 (a) by inserting the following sentence after the first sentence thereof:

"In the event the applicant proposes to interconnect its radio utility system with the communications system of an existing landline telephone or telegraph company then notice of such hearing and a copy of said application shall be served upon said telephone or telegraph utility."

Delete Section 12 therein and insert in lieu thereof the following:

"The provisions of this act relate only to "radio utilities" as defined herein and shall not apply to mobile radio telephone service offered by landline telephone or telegraph utilities regulated by the Commission."

Amend Section 14 by adding the following sentence at the end thereof:

"This section shall not authorize a radio utility to exercise the right of eminent domain in regard to the lands or property of any other regulated public utility."

Amend Section 17 by substituting the term "radio utility" in place of the term "utility" wherever the latter appears therein.

Yeas 63; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Roberts
Adwell	Crowe	Hobbie	Robertson
Barkett	Dill	Jones (E)	St. John
Bassett	Doss	King	Slate
Boles	Downing	Lutz	Smith (K)
Boutwell	Easters	McBride	Snell
Brassell	Edwards	McDonald	Stokes
Carnes	Ellis	May	Straiton
Carter	Fite	Mims	Therrell
Casey	Flippo	Naramore	Timmons
Cauthen	Goodwin	O'Daniel	Turnham
Cherner	Grainger	Parker (H)	Warren
Chesnut	Grey (D)	Perloff	Weeks
Connell	Hardin	Pruitt	Williams
Cottingham	Harris	Reid (R)	Wynot
Crawford	Headley	Reynolds	

—63

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Carr:

S. J. R. 116. WHEREAS, the Senate substituted a bill authored by Representative Charles Grainger providing strong methods for controlling the pollution of water in this state; and

WHEREAS, Senate Bill 79 as substituted has been accepted by the House and sent to the Governor for his signature; now therefore

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That Senate Bill 79 be known as "The Grainger Water Pollution Act";

BE IT FURTHER RESOLVED, That the Honorable Charles Grainger of Huntsville be commended on his outstanding work done in the field of water pollution control legislation.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Kinsey, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 116, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Clark:

S. J. R. 137. BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That a committee of six (6) be appointed, three members of the Senate, to be appointed by the Presiding Officer of the Senate and three members of the House to be appointed by the Speaker of the House, to wait upon the Governor and inform him that the Legislature now stands ready to adjourn sine die and awaits any further message that he might desire to transmit.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. Clark, Harris and Hawkins.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Drake, the rules were suspended and the House concurred in and adopted the resolution, set out in the above and foregoing Message from the Senate.

In accordance with S. J. R. 137, the Speaker of the House appointed as the Committee on the part of the House Messrs. Drake, Robertson and Stubbs.

SPECIAL ORDER RESUMED

And the bill:

S. 496. To amend Code of Alabama 1940, Title 26, Section 158, relating to persons working in coal mines.

Was read a third time at length and passed.

Yeas 81; Nays 5.

Yeas:

Mr. Speaker	Crowe	Hill	Perloff
Adams	Dill	Hobbie	Pruitt
Agee	Doss	Jones (E)	Reid (R)
Baker	Downing	Jones (F)	Reynolds
Bank	Drake	King	Roberts
Barkett	Easters	Kinsey	Robertson
Bassett	Ellis	Lang	St. John
Boles	Erdreich	McBride	Smith (K)
Boutwell	Falkenburg	McCluskey	Smith (P)
Bowers	Fite	McDonald	Stokes
Brassell	Flippo	Manley	Straiton
Burgess	Gloor	Mathews	Therrell
Callahan	Goodwin	May	Timmons
Carnes	Grainger	Meeks	Turnham
Carter	Gray (F)	Naramore	Waldrop
Cauthen	Grey (D)	Nettles	Wallace
Chesnut	Hardin	O'Daniel	Warren
Coshatt	Harris	Owens	Weeks
Cottingham	Headley	Parker (H)	Williams
Crawford	Hearn	Parker (T)	Wynot
Cross			

—81

Nays:

Messrs.:	Gafford	Snell	Stubbs
Connell	Lutz		

—5

And the bill:

S. 544. To amend Section 5 of Act No. 613, S. 190, Regular Session 1969 (Acts of 1969, p. 1119), relating to prohibition of feeding garbage to swine by extending the date on which said Act shall become effective.

Was taken up.

S. 544 INDEFINITELY POSTPONED

On motion of Mr. Mims, the bill, S. 544, was indefinitely postponed.

Yeas 89; Nays 4.

Yeas:

Mr. Speaker	Carnes	Edwards	Hill
Adams	Carter	Ellis	Hobbie
Agee	Cauthen	Erdreich	Jackson
Baker	Chesnut	Fite	Jones (E)
Bank	Connell	Flippo	Jones (F)
Barkett	Coshatt	Gloor	King
Bassett	Cottingham	Goodwin	Kinsey
Benton	Cross	Grainger	Lang
Boles	Crowe	Gray (F)	Lutz
Boutwell	Dill	Grey (D)	McBride
Bowers	Doss	Hardin	McCluskey
Brassell	Downing	Harris	McDonald
Burgess	Easters	Headley	Manley

Mathews	Pruitt	Snell	Turnham
May	Reid (R)	Stewart	Waggoner
Meeks	Reynolds	Stokes	Waldrop
Mims	Roberts	Straiton	Wallace
Naramore	Robertson	Stubbs	Warren
Nettles	St. John	Taylor	Weeks
O'Daniel	Slate	Therrell	Wise
Owens	Smith (K)	Timmons	Wood
Parker (T)	Smith (P)	Turner	Wynot
Perloff			—89

Nays:

Messrs.: Cherner	Gafford	McCorquodale	Parker (H)	—4
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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Executive amendment to the Bill:

H. 1803. To make appropriations for Mental Health purposes and for the payment of principal and interest on Mental Health Bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXLI. by a majority of the whole number elected to the Senate, said vote being Yeas 31, Nays 0.

And said Bill, H. B. 1803, as amended by the Executive amendment, was again read at length and passed by a majority of the whole number elected to the Senate, said vote being Yeas 30, Nays 0.

And said Bill, H. B. 1803, together with the Executive amendment, is herewith returned to the House.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 549. Relating to suffrage and elections; authorizing and providing for registration of certain absentee electors by mail.

Also:

H. 268. To further amend Act No. 249, H. 492, of the Regular Session of 1967 (Acts, Regular Session 1967, p. 629) as amended, which provides for the organization, creation, and operation of the state law institute so as to provide further for the composition of the governing body of the institute.

Also:

H. 110. To provide for the conviction of persons over 18 years of age who wilfully cause pain or injury to a child under 16 years of age and to provide the punishment for such crime.

McDOWELL LEE,
Secretary.

SPECIAL ORDER RESUMED

And the bill:

S. 271. To amend Section 89, Title 36, Code of Alabama 1940, as amended, relating to size and weight of vehicles and loads, so as to increase the permissible width of certain vehicles to eight feet, nine inches.

Was taken up.

Mr. Pruitt offered the following amendment to the bill:

Amend Substitute to S. B. 271, Section 1, Subsection (a) by deleting from said subsection the figures "102" and inserting in lieu thereof the figures "106."

And the amendment was adopted.

Yeas 66; Nays 9.

Yeas:

Mr. Speaker	Cross	Jackson	Reid (R)
Adams	Crowe	Jones (E)	Reynolds
Agee	Doss	King	Roberts
Baker	Downing	McCluskey	Robertson
Barkett	Drake	McCorquodale	St. John
Bassett	Easters	McDonald	Slate
Boutwell	Edwards	Manley	Smith (K)
Bowers	Falkenburg	May	Smith (P)
Brassell	Fite	Meeks	Snell
Burgess	Flippo	Merrill	Therrell
Carter	Goodwin	Mims	Timmons
Casey	Grainger	Naramore	Turner
Cauthen	Gray (F)	O'Daniel	Turnham
Chesnut	Grey (D)	Owens	Warren
Connell	Hardin	Perloff	Wise
Cottingham	Hill	Pruitt	Wynot
Crawford	Hobbie		

—66

Nays:

Messrs.:	Jones (F)	Stokes	Taylor
Carnes	Lutz	Straiton	Waldrop
Dill	Nettles		

—9

And the bill, S. 271, as thus amended, was read a third time at length and passed.

Yeas 67; Nays 13.

Yeas:

Mr. Speaker	Agee	Barkett	Bowers
Adams	Baker	Boutwell	Brassell

Burgess	Ellis	McCluskey	Robertson
Carter	Falkenburg	McCorquodale	St. John
Casey	Fite	McDonald	Slate
Cauthen	Flippo	Manley	Smith (K)
Chesnut	Goodwin	Meeks	Smith (P)
Collins	Grainger	Mims	Snell
Connell	Gray (F)	Naramore	Therrell
Cottingham	Grey (D)	O'Daniel	Timmons
Crawford	Hardin	Owens	Turner
Cross	Hill	Parker (T)	Turnham
Crowe	Hobbie	Perloff	Waggoner
Downing	Jackson	Pruitt	Warren
Drake	Jones (E)	Reid (R)	Weeks
Easters	King	Reynolds	Wise
Edwards	Kinsey	Roberts	—67

Nays:

Messrs.:	Dill	Parker (H)	Taylor
Carnes	Jones (F)	Stokes	Waldrop
Cherner	Lutz	Straiton	Wynot
Coshatt	Nettles		—13

RESOLUTION

By Mr. Crowe:

H. R. 259-A. WHEREAS, The security of the legislative halls, has increasingly become a problem; and

WHEREAS, The presence on the second floor of state troopers who maintain security and provide protection during these hectic days has been a source of great comfort to all members and employees; and

WHEREAS, We owe a particular debt of gratitude to Troopers Joe Melton, E. J. Gilbert, Lee Strength and Wade Garrett for their constant attention to our needs and their competent, cheerful service; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES That by this resolution we officially thank the Department of Public Safety, and in particular the four troopers named above, for their invaluable service during the Regular Session.

BE IT FURTHER RESOLVED That a copy of this resolution be sent to the Department of Public Safety and to Messrs. Melton, Gilbert, Strength and Garrett.

On motion of Mr. Crowe, the rules were suspended and the resolution was adopted.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning

House Bill Number 161 without the Governor's approval and with a Statement and several suggested Executive Amendments.

Respectfully submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 20th day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 161 without my approval and with the following statement and suggested Executive Amendments.

STATEMENT

Faith and confidence of the people in their elected and administrative officials are the bedrock of a democratic society. It may sound trite to say that "public office is a public trust," but it is true just the same. The Governor is charged with the responsibility of seeing that all laws are faithfully executed and that the affairs of state be administered to insure that government is efficient, honest and fair and that corruption be forever banished from the land.

I have always believed in a strong, workable and enforceable Code of Ethics in the conduct of governmental affairs at all levels. Such a code, however, in order to have the support and respect of our people, must apply, without let or hindrance, to all alike, and there must be no discrimination in the application of criminal penalties and sanctions.

It is at once clear and obvious that this Bill sets up one standard of conduct for State employees and elected State officials, and an entirely different standard of conduct for the membership of the Legislature. Double standards of conduct are abhorrent to the philosophy of a civilized society and cannot stand.

The standards of conduct prescribed in this Bill for State employees and elected officials if, and when, violated subjects them to criminal penalties by fine and imprisonment. The fines range from \$100.00 to \$2,000.00 and imprisonment for one year, or both, for a misdemeanor conviction. The penalties for a felony range from a fine up to \$5,000.00 or imprisonment up to five years, or both.

No such penalties are applicable to members of the Legislature. Their conduct is subject to scrutiny and investigation only by a committee of their own members from each House with ineffective penalties.

Such a bill will never have my approval.

House Bill Number 161 provides for the establishment of four separate and distinct Ethics Commissions, Board or Committees to administer and enforce the provisions of this Bill: (1) A commission of five person(s), (sic), to be appointed by the Governor to enforce the laws applicable to the em-

ployees of the State, (2) A Board of three persons to enforce the laws applicable to certain elected officials, (3) A permanent committee of four members of the Senate appointed by the President of the Senate which shall confine its activities to matters coming before the Senate, and (4) A permanent committee of four members of the House appointed by the Speaker which shall confine its activities to matters coming before the House. It is, therefore, manifest that the duties, powers and responsibilities of the four Ethics groups are mutually exclusive. This, to my mind, is not in the best interest of the people of Alabama. It is my opinion that one Ethics Commission of seven members, five appointed by the Governor and one member of the Senate appointed by the President of the Senate and one member of the House appointed by the Speaker can best function and serve the needs of the State in all categories, classes, groups, and classifications sought to be covered in this Bill.

Therefore, in an effort to strengthen this Bill and eliminate the inequities, I am sending you the following suggested Executive Amendments:

SUGGESTED EXECUTIVE AMENDMENTS

It is suggested that subsection A of Section 10 of House Bill Number 161 be amended to read as follows:

"A. Alabama Commission of Governmental Ethics. There is hereby created and established the Alabama Commission on Governmental Ethics, with its domicile in the City of Montgomery. The Commission shall consist of seven persons designated, appointed, or elected as follows: The Chief Justice of the Supreme Court of Alabama shall be Chairman of the Commission, two (2) members shall be appointed by the Governor, two (2) members shall be elected by the Senate of Alabama, and two (2) members shall be elected by the House of Representatives of Alabama. The terms of the members are as follows: The Chief Justice of the Supreme Court of Alabama shall serve during the term of office for which he was elected, the two (2) members appointed by the Governor shall serve during the term of office of the Governor, the two (2) members elected by the Senate and the two (2) members elected by the House shall serve terms co-extensive with their respective terms in the Legislature. If the Legislature is not in session on the effective date of this Act, then within fifteen (15) days thereafter, the Secretary of the Senate shall mail a paper ballot to each Senator, who shall cast his ballot for two (2) senators to serve on the Ethics Commission, which ballot shall be returned within five (5) days to the Secretary of the Senate after receipt of same. And, the Clerk of the House shall mail a paper ballot to each Representative, who shall cast his ballot for two (2) representatives to serve on the Ethics Commission, which ballot shall be returned within five (5) days to the Clerk of the House after receipt of same. Immediately thereafter, the President of the Senate and the Speaker of the House shall meet at the Capitol and canvas the returns and shall notify the Governor of the results of the ballots."

It is further suggested that subsection A of Section 15 of House Bill Number 161 be amended to read as follows:

"A. 'Official' means the Governor, Lieutenant Governor, State Auditor, Secretary of State, Attorney General, Treasurer, State Superintendent of Education, Commissioner of Agriculture and Industries, Members of the State Board of Education, Members of the Alabama Public Service Commission, Members of the Legislature of Alabama, and any other officer of the state who is elected by a state-wide vote."

It is further suggested that Sections 17, 18, 19, 20 and 21 and all subsections and subdivisions thereunder be deleted in their entirety for the reason that the Constitution of Alabama and the Criminal Code of Alabama adequately covers all offenses pertaining to, and committed by public officers in this State. It is further suggested that in lieu of the above deleted Sections, subsections, and subdivisions that the following Sections be adopted:

"Section 17. Every state-elected 'official' designated in subsection A of Section 15 hereinabove set forth shall on or before April 30 of each and every year during his or her term of office filed in the Office of the Secretary of State of the State of Alabama a full and complete disclosure of all sources of income and shall list the name and address of all such sources including but not limited to the names of individuals, firms, corporations, partnerships, trade organizations, associations, professional associations, agencies, commissions, authorities or other business entities. No specific form for the disclosure of the foregoing information is required, but a letter containing the required information shall be sufficient and when filed shall be a public record. The failure of any such official to file the required disclosure shall constitute a misdemeanor punishable under the general laws of Alabama."

In the light of the above suggested Executive Amendments, there is no need for PART IV of this Bill including Sections 22, 23, 24, and 25 together with all subsections and subdivisions thereof, and the same should be stricken in their entirety and deleted in toto.

It is further suggested that Section 26 of House Bill Number 161 be renumbered as Section 18.

It is further suggested that Section 27 of House Bill Number 161 be renumbered as Section 19 and be made to read as follows:

"Section 19. The provisions of this Act do not in any way repeal or affect the provisions of Section 5 contained in Act No. 191, Acts of 1919 (H. B. 550), Page 189, and do not affect those designated therein, otherwise all laws or parts of laws which conflict with this Act are repealed."

It is further suggested that Section 28 of House Bill Number 161 be renumbered as Section 20.

The adoption of the above and foregoing suggested Executive Amendments will remove my objections to this Bill.

Respectfully,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

On motion of Mr. Casey, the House non-concurred in all provisions of the Executive Amendments to the bill, H. 161, with the exception of those provisions contained in proposed Section 19, and the proposed Section 19 contained in the Executive Amendments was adopted.

Yeas 65; Nays 31.

Yeas:

Messrs.:
Adams

Adwell
Agee

Baker
Bank

Barkett
Bassett

Benton	Erdreich	McCorquodale	St. John
Boutwell	Falkenburg	Manley	Slate
Brassell	Fite	Mathews	Smith (P)
Carter	Gafford	May	Stokes
Casey	Goodwin	Merrill	Straiton
Cauthen	Gray (F)	Naramore	Therrell
Cherner	Grey (D)	O'Daniel	Timmons
Chesnut	Hardin	Owens	Turnham
Coshatt	Harris	Parker (T)	Waggoner
Cross	Hearn	Perloff	Wallace
Crowe	Hill	Pruitt	Weeks
Dill	Jackson	Reed (T)	Wise
Doss	Lang	Reid (R)	Wood
Downing	McBride	Reynolds	Wynot
Easters	McCluskey		

—65

Nays:

Mr. Speaker	Edwards	King	Robertson
Callahan	Ellis	Kinsey	Stewart
Carnes	Flippo	Lutz	Stubbs
Collins	Gloor	McDonald	Taylor
Connell	Grainger	Mims	Turner
Cottingham	Hale	Nettles	Waldrop
Crawford	Headley	Parker (H)	Warren
Drake	Jones (F)	Roberts	

—31

On motion of Mr. Casey, the House then reconsidered the bill, H. 161, as thus amended by proposed Section 19 of the Executive Amendment.

And the bill:

H. 161. To establish a code of ethics for governmental affairs in the State of Alabama for elected state officials, members of the Legislature, members of boards and commissions, employees, and other persons; to establish the Alabama Board of Ethics for State Elected Officials and fix its powers and duties in connection with said code with respect to elected state officials and members of the Legislature; to establish the Alabama Commission on Governmental Ethics and fix its powers and duties in connection with said code with respect to state employees and members of boards and commissions; and to authorize and direct the State Personnel Department to provide investigative and administrative services for the said Commission and Board in connection with said code, to provide prescriptive periods with respect thereto; and to provide civil and criminal penalties in connection with certain violations hereof.

Was again read at length and passed.

Yeas 104; Nays 1.

Yeas:

Mr. Speaker	Benton	Carter	Cottingham
Adams	Boles	Casey	Crawford
Adwell	Boutwell	Cauthen	Cross
Agee	Bowers	Cherner	Crowe
Baker	Brassell	Chesnut	Dill
Bank	Burgess	Collins	Doss
Barkett	Callahan	Connell	Downing
Bassett	Carnes	Coshatt	Drake

Easters	Hobbie	Naramore	Stewart
Edwards	Jackson	Nettles	Stokes
Ellis	Jones (E)	O'Daniel	Straiton
Erdreich	Jones (F)	Owens	Stubbs
Falkenburg	King	Parker (H)	Taylor
Flippo	Kinsey	Parker (T)	Therrell
Gafford	Lang	Perloff	Timmons
Gloor	Lutz	Pruitt	Turner
Goodwin	McBride	Reed (T)	Turnham
Grainger	McCluskey	Reid (R)	Waggoner
Gray (F)	McCorquodale	Reynolds	Waldrop
Grey (D)	McDonald	Roberts	Wallace
Hale	Manley	Robertson	Warren
Hardin	Mathews	St. John	Weeks
Harris	May	Slate	Williams
Headley	Meeks	Smith (K)	Wise
Hearn	Merrill	Smith (P)	Wood
Hill	Mims	Snell	Wynot

—104

Nay: Mr. Fite.

—1

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Report of the Committee on Conference appointed to reconcile the differences between the two Houses on the Senate amendment to the Bill:

H. 1799. To authorize Alabama Public School and College Authority to sell and issue \$15,000,000 aggregate principal amount of additional bonds for capital improvements for public educational purposes, including trade schools and junior colleges; to provide for the details of the said bonds and the public sale thereof; to make an appropriation and pledge, for the pro rata payment of the principal of and the interest on the said bonds and the bonds of the Authority that may be issued under Act No. 94 adopted at the 1971 Special Session of the Legislature, from proceeds of the residue of certain excise taxes, and that the appropriation and pledge made in this Act shall be in lieu of that made in the said Act No. 94; to authorize the Authority to pledge for payment of the principal of and interest on the bonds issued under this Act, pro rata with the principal of and interest on the bonds issued under the said Act No. 94, the moneys so appropriated and pledged in this Act; to provide that the bonds shall be limited obligations of the Authority payable solely out of the funds so appropriated and pledged, and will not create a debt or obligation of the state; to provide that the bonds and the income therefrom shall be exempt from taxation in this state and the bonds may be used to secure deposits of funds of this state and its political subdivisions, instrumentalities and agencies, shall be eligible for the investment of fiduciary funds, and shall constitute negotiable instruments; to authorize the issuance by the Authority of refunding bonds for the purpose of refunding the principal of any of the outstanding bonds theretofore issued by either the Authority or Alabama Education Authority, or both, the expenses of such refunding and any premiums necessary to retire those so refunded; to provide that after payment of the expenses of the issuance of the bonds the proceeds from the sale thereof shall be used to pay for capital improvements for public educational purposes, including trade schools and junior colleges; and to provide that if any portion of this Act should be held invalid, such holding shall not affect the validity of any other portion of this Act.

And said Bill, H. B. 1799, together with the Conference Report is herewith returned to the House.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has reconsidered, concurred in and adopted the House amendment to the Bill:

S. 159. Proposing an amendment to the Constitution relating to the Legislative Department.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 73. To amend Act No. 526, S. 352 of the 1963 Regular Session (Acts of 1963, Volume 2, p. 1136), which provides for and regulates the appointment of counsel for indigent defendants at the expense of the state in certain cases, so as to provide for counsel in certain additional cases, to regulate further the fees and compensation of counsel appointed hereunder and to provide further for annual appropriations to carry out the purposes of the Act.

Also:

H. 74. To amend Act No. 60, H. 218, Second Special Session 1965, which levies and provides for the collection of the "fair trial tax" upon criminal and quasi criminal cases: Amending the title, and Sections 1, 2, 3, 4 and 6, so as to make the tax applicable to suits at law and in equity, prescribe certain duties for registers of equity courts relative to the tax, to regulate further cases which are excepted from the operation of the act; to authorize and regulate payment to those counties which maintain public defenders offices of a part of the expense thereof out of the process of the fair trial tax, and to provide that the unexpended balance in the fair trial tax fund shall not be paid into the state general fund but shall be retained in the fair trial tax fund and thereafter used for fees of appointed counsel and aid to the counties in maintaining public defender's offices.

Also:

H. 392. To establish the Alabama Board of Hearing Aid Dealers; to provide for licensure of persons who are dealers and fitters of hearing aids; to provide for the regulation of dispensing and fitting of hearing aids to the public; and to provide for penalties and punishment for violation of this Act.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bills and returns same herewith to the House:

H. 2140. To make appropriation to the Board of Commissioner of the Alabama Peace Officers and Benefit Fund.

Also:

H. 2708. To amend Title 55, Section 356 of the Code of Alabama 1940, so as to provide that the licenses and permits required by the provisions of this Chapter of the Code shall be the only licenses and permits required by the State of Alabama or any county thereof for wrestling or boxing exhibitions.

Also:

H. 2083. To prohibit the giving of worthless checks, drafts or other written orders for money; to give definition to certain words and phrases; to provide a penalty for violation; and to repeal all laws in conflict, especially Title 14, Sections 234 (8), Code of Alabama Recompiled 1958.

Also:

H. 2638. To provide for the creation, incorporation and operation of the Marine Environmental Sciences Consortium; to state the purposes for which the consortium is to be organized and to define its powers; to provide for the member institutions, officers and directors of the consortium; and to grant to the governing boards of the member institutions the authority to make contributions to the consortium.

McDOWELL LEE,
Secretary.

H. 1801 RESUMED

And the bill, H. 1801 with Senate amendments, having been temporarily carried over, was again taken up.

Mr. Mathews moved that the House concur in and adopt the Senate amendments to the bill, H. 1801.

MOTION TO TABLE LOST

The motion of Mr. Mathews to table the motion of Mr. Smith (P) to temporarily carry over the bill, H. 1801 and Senate amendments, until 11:30 p. m., was lost.

Yeas 29; Nays 71.

Yeas:

Mr. Speaker
Adwell
Bank
Barkett
Bowers

Callahan
Casey
Collins
Crawford
Crowe

Downing
Easters
Edwards
Fite
Gloor

Hearn
Jackson
Jones (F)
McCorquodale
Mathews

Merrill
O'Daniel
Owens

Pruitt
Smith (K)

Stubbs
Turner

Williams
Wise

—29

Nays:

Messrs.:
Adams
Agee
Baker
Bassett
Benton
Boles
Boutwell
Brassell
Carnes
Carter
Cauthen
Cherner
Chesnut
Connell
Coshatt
Cottingham
Cross

Dill
Doss
Drake
Ellis
Erdreich
Falkenburg
Flippo
Gafford
Goodwin
Grainger
Gray (F)
Gray (D)
Hale
Hardin
Harris
Headley
Hill
Jones (E)

King
Kinsey
Lang
Lutz
McBride
McCluskey
McDonald
Manley
May
Meeks
Mims
Naramore
Nettles
Parker (H)
Parker (T)
Perloff
Reed (T)
Reid (R)

Reynolds
Roberts
Robertson
St. John
Slate
Smith (P)
Snell
Stewart
Straiton
Taylor
Therrell
Timmons
Turnham
Waggoner
Waldrop
Wallace
Warren
Weeks

—71

H. 1801 TEMPORARILY CARRIED OVER

On motion of Mr. Smith (P), the bill, H. 1801 with Senate amendments, was carried over until 11:30 p. m.

RESOLUTION

The following resolution was introduced:

By Messrs. Flippo, Hill and Stewart:

H. J. R. 260. WHEREAS, The Honorable Stewart O'Bannon, who is a member of the Senate of Alabama, has served as a member of the Constitutional Revision Commission; and

WHEREAS, Senator O'Bannon is chief sponsor of the Senate Bill 159, The Annual Sessions Bill.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That this bill, SB 159, be known as the O'Bannon Bill.

On motion of Mr. Flippo, the rules were suspended and the resolution was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 434. To protect the public health and to conserve and protect the water resources of the State by classifying all public water supply systems and

wastewater treatment plants in this state and by requiring the examination of operators and certification of their competency to supervise the operation of such facilities; and to create and provide for a board of certification for such purpose.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Taylor, the House concurred in and adopted the Senate amendment to the bill, H. 434, said Senate amendment being as follows:

Amend H. B. 434 by adding the following section and renumbering the remaining sections:

Section 17. The provisions of this Act shall not apply to counties having a population of 600,000 inhabitants or more.

Further amend H. B. 434 by adding to the title the following phrase:

"and providing that the Act shall not apply to counties of 600,000 or more."

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Crawford	Jones (E)	Reynolds
Adams	Cross	Jones (F)	Robertson
Adwell	Dill	King	St. John
Agee	Doss	Lutz	Stewart
Baker	Downing	McBride	Stokes
Barkett	Drake	McCluskey	Straiton
Bassett	Easters	May	Stubbs
Benton	Ellis	Meeks	Taylor
Boles	Fite	Mims	Timmons
Brassell	Flippo	Naramore	Turner
Callahan	Gafford	Nettles	Turnham
Carnes	Gloor	O'Daniel	Waggoner
Carter	Goodwin	Owens	Waldrop
Casey	Grainger	Parker (H)	Wallace
Cauthen	Grey (D)	Parker (T)	Warren
Cherner	Hale	Perloff	Weeks
Chesnut	Harris	Reed (T)	Williams
Connell	Hill	Reid (R)	Wise
Cottingham	Jackson		

—74

And the bill, H. 434:

To protect the public health and to conserve and protect the water resources of the state by classifying all public water supply systems and wastewater treatment plants in this state and by requiring the examination of operators and certification of their competency to supervise the operation of such facilities; and to create and provide for a board of certification for such purpose and providing that the act shall not apply to counties of 600,000 or more.

As amended by the Senate amendment, was again read at length and passed.

Yeas 74; Nays 0.

Yeas:

Mr. Speaker	Dill	King	St. John
Adams	Doss	Lutz	Slate
Adwell	Downing	McBride	Smith (P)
Agee	Drake	McCluskey	Stewart
Baker	Easters	McDonald	Stokes
Barkett	Edwards	May	Straiton
Bassett	Ellis	Meeks	Taylor
Boles	Fite	Mims	Therrell
Brassell	Flippo	Naramore	Timmons
Callahan	Gafford	Nettles	Turner
Carnes	Gloor	O'Daniel	Turnham
Carter	Goodwin	Owens	Waggoner
Cauthen	Grainger	Parker (H)	Waldrop
Chesnut	Hale	Parker (T)	Wallace
Collins	Harris	Perloff	Warren
Connell	Hill	Reed (T)	Weeks
Cottingham	Jackson	Reid (R)	Williams
Crawford	Jones (E)	Reynolds	Wise
Cross	Jones (F)		

—74

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has acceded to the request of the House For a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the House Bill:

H. 1802. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1972 and September 30, 1973.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. Wilson, Fine and Foshee.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill 360 without the Governor's signature and approval.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 20th day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 360 without my signature and approval. This bill would, in a measure, repeal the prohibition and local option laws of this State without a vote of the People.

RESPECTFULLY,
GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 360. To provide for the legal possession of certain quantities of state tax-paid alcoholic beverages for private use in any county of this State; providing penalties for violations.

Mr. Cherner moved passage of the bill, H. 360, Governor's veto to the contrary notwithstanding.

And the bill, H. 360, was again read at length and passed, the Governor's veto to the contrary notwithstanding.

Yeas 54; Nays 29.

Yeas:

Messrs.:	Cottingham	Hobbie	Smith (P)
Adams	Culver	King	Snell
Adwell	Dill	Lutz	Stokes
Bank	Downing	McBride	Straiton
Boles	Erdreich	Manley	Taylor
Boutwell	Falkenburg	May	Therrell
Brassell	Flippo	Meeks	Timmons
Burgess	Gloor	Merrill	Turner
Callahan	Gray (F)	Nettles	Waggoner
Carnes	Grey (D)	Parker (H)	Waldrop
Cauthen	Hale	Parker (T)	Weeks
Cherner	Harris	Perloff	Wood
Collins	Hearn	Reed (T)	Wynot
Coshatt	Hill	Roberts	

—54

Nays:

Mr. Speaker	Cross	Headley	Reynolds
Baker	Doss	Jackson	St. John
Barkett	Drake	Lang	Slate
Carter	Easters	McDonald	Stubbs
Casey	Ellis	Mims	Turnham
Chesnut	Fite	O'Daniel	Warren
Connell	Gafford	Owens	Wise
Crawford			

—29

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor returning House Bill Number 790 without the Governor's signature and approval.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 22nd day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 790 without my signature and approval.

RESPECTFULLY,

GEORGE C. WALLACE,
Governor of Alabama.

GOVERNOR'S MESSAGE

The House proceeded to reconsider the bill:

H. 790. Authorizing a special referendum to determine the classification of counties as wet or dry counties, which would provide a series of special rules governing the sale of alcoholic beverages in wet counties in addition to those provided in the general law.

Mr. Cherner moved passage of the bill, H. 790, Governor's veto to the contrary notwithstanding.

And the bill, H. 790, was again read at length and passed, the Governor's veto to the contrary notwithstanding.

Yeas 55; Nays 37.

Yeas:

Messrs.:	Collins	Goodwin	McDonald
Adwell	Coshatt	Gray (F)	Manley
Bank	Cottingham	Hale	May
Boles	Culver	Harris	Meeks
Boutwell	Dill	Hearn	Merrill
Bowers	Downing	Hill	Nettles
Burgess	Ellis	Jones (E)	Parker (T)
Callahan	Erdreich	King	Perloff
Carnes	Falkenburg	Kinsey	Reed (T)
Cauthen	Flippo	Lutz	Roberts
Cherner	Gloor	McBride	St. John

Stewart	Therrell	Waggoner	Weeks
Stokes	Timmons	Waldrop	Wood
Taylor	Turner	Wallace	Wynot

—55

Nays:

Mr. Speaker	Connell	Hardin	Reynolds
Adams	Crawford	Headley	Robertson
Agee	Cross	Jackson	Slate
Baker	Doss	Jones (F)	Smith (P)
Barkett	Drake	Lang	Snell
Bassett	Easters	Mims	Straiton
Brassell	Edwards	O'Daniel	Turnham
Carter	Fite	Owens	Warren
Casey	Gafford	Reid (R)	Wise
Chesnut			

—37

Which was a majority of the whole number elected to the House.

COMMITTEE OF CONFERENCE DISCHARGED

On motion of Mr. Baker, the Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 774, was discharged.

On motion of Mr. Baker, the House non-concurred in the Senate amendment to the bill, H. 774.

Yeas 81; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Parker (T)
Adams	Crowe	Hobbie	Perloff
Adwell	Doss	Jones (E)	Reed (T)
Baker	Downing	Jones (F)	Reynolds
Barkett	Drake	King	Roberts
Bassett	Easters	Kinsey	Smith (K)
Boles	Edwards	Lang	Smith (P)
Boutwell	Ellis	Lutz	Snell
Bowers	Erdreich	McBride	Stewart
Burgess	Falkenburg	McCluskey	Straiton
Callahan	Fite	McDonald	Therrell
Carnes	Flippo	Manley	Timmons
Carter	Gafford	May	Turner
Casey	Goodwin	Meeks	Waggoner
Cauthen	Grainger	Mims	Waldrop
Chesnut	Gray (F)	Naramore	Wallace
Collins	Grey (D)	Nettles	Warren
Connell	Hale	O'Daniel	Williams
Coshatt	Hardin	Owens	Wise
Cottingham	Harris	Parker (H)	Wynot
Crawford			

—81

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2569. Relating to all counties having populations of not less than 300,000 nor more than 600,000 according to the most recent decennial census; to provide for and create a County Racing Commission for the regulation, licensing, and supervision of dog racing, and wagering thereon; to prescribe the composition, appointment, powers, and duties of the commission; to provide for and regulate the parimutuel or certificate method of wagering within the enclosure of licensed race tracks; to provide for the distribution of license fees, taxes, commissions, and other monies received under the provisions of the Act; and to provide certain penalties for the violation of this Act and for other purposes relative thereto, and to provide for a referendum of the voters of the county on the question of whether the Act will become effective in the county.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Downing the House concurred in and adopted the Senate amendments to the bill, H. 2569, said Senate amendments being as follows:

Amend H. B. 2569 as follows:

Strike Section 1 in its entirety and insert in lieu thereof the following:

"Section 1. A County Racing Commission is hereby created and established for and in each county having a population of not less than 300,000 nor more than 600,000 according to the most recent or any subsequent Federal decennial census and said Racing Commission is vested with the powers and duties specified in this Act, and all other powers necessary and proper to enable it to execute fully and effectually the purposes of the Act. The official name of said Commission shall be THE COUNTY RACING COMMISSION, the same being sometimes referred to herein as the Racing Commission or the Commission. Said Commission shall consist of three persons who shall be appointed as follows: (1) One member of the Commission (Place Number One) shall be appointed by a Vote of two thirds ($\frac{2}{3}$) of the members elected to the Legislative Delegation of the County with the consent of the County Governing Body; (2) One member of the Commission (Place Number Two) shall be appointed by the County Foundation for Public Higher Education (Act 41, House 92, 1962 Ex. Sess., pg 51 Ala. Acts) if such foundation shall have been created heretofore in such County and if there be no such foundation, then such member shall be appointed in the same manner as Place Number Three; and (3) One member of the Commission (Place Number Three) shall be appointed by Governing Body of the largest City in the County. The members of the Commission shall select from among their number a Chairman and a Secretary. The Secretary shall keep a record of all proceedings of the Commission and shall preserve all books, maps, documents papers and records entrusted to the Commission's care. The commission shall maintain an office at the County seat, and may maintain branch offices elsewhere within the County when the proper functioning of the commission's business so requires. A majority of the commission shall constitute a quorum for all purposes. Commissioners shall serve for term of 3 years each, and may be reappointed. However, the first commission shall serve terms as follows: The Commissioner appointed to Place Number One shall serve for a term of 1 year; The Commissioner appointed to Place Number Two shall serve for a term of 2 years and the Commissioner appointed to

Place Number Three shall serve for a term of 3 years from the date of the referendum approving the passage of this Act, and thereafter each Commission shall serve for a term of 3 years."

Strike Section 2 and insert in lieu thereof the following:

"Section 2. The members of the Commission shall be qualified electors not less than twenty-one years of age, who shall have resided in the County for the period of five years next preceding their appointment. Each Commissioner shall take the same constitutional oath of office as other county officers, and shall give bond payable to the County in the amount of \$5,000.00, conditioned that he will faithfully and properly perform the duties of his office. The premiums on such bonds shall be paid by the Commission. The Commission may employ such assistants and employees as may be necessary, but all such employees and assistants shall be subject to the county wide merit or civil service system, if any there be in such County, and their compensation and duties shall be prescribed in the same manner as the compensation and duties of other public employees subject to said county wide merit or civil service system.

"A member of the Racing Commission must not be an official, member of any board of directors, or person financially interested in any race track or race meeting licensed by the Commission, nor shall he race dogs in any race meeting licensed by the Commission.

Strike Section 4 thereof and insert in lieu thereof the following:

"Section 4. The County Treasurer of the County shall be ex-officio treasurer of the Racing Commission, and shall collect all the license fees, taxes, and monies provided in this Act, and shall supervise, check and audit the operation of the parimutuel wagering pools and the conduct and distribution thereof."

Strike Section 5 in its entirety and insert in lieu thereof the following:

"Section 5. The County Attorney of the County shall act as attorney for the Commission, without additional salary therefor. Said attorney shall counsel and advise the Commission and represent it in all proceedings."
Amend Section 6 as follows:

Strike Paragraph (3) (c) in Section 6 and substitute in lieu thereof the following:

"(3) (c) The exact location where it is desired to conduct or hold a race meeting and a complete set of architects' renderings and detailed construction plans, showing the site topography, the type of construction, the track design and the concession plans, together with a statement of the assets and liabilities of the person, firm or corporation making such application."

Amend Section 9 by deleting the phrase "except when attended by one or both parents" and by adding a period (.) after the word "race".

Strike Section 10 in its entirety and substitute in lieu thereof the following:

"Section 10. (a) On or before the 15th day of October of each year, any person, association, or corporation possessing the qualifications prescribed in this Act shall have the right to apply to the Racing Commission for a permit or license to conduct race meetings and racing under this Act. On or before the first day of December of each year, after the receipt of any such

application, the commission shall convene to consider and act upon all permits or licenses applied for. Approved permits or licenses shall be granted for a period of one year from the date of issuance and shall set forth, in addition to any other information prescribed by the Commission, the name of the licensee, the location of the race track, the duration of the race meeting and the kind of racing desired to be conducted, and shall show the receipt by the Commission of the license fee set by the Commission, the setting of which is hereby authorized. No such license shall be transferable, nor shall it apply to any other place, track, or enclosure except the one specified in this license.

“(b) The Commission shall not issue any licenses which would permit any two race tracks in the County to operate on the same racing days. Further, after the first license has been issued to the licensee, all subsequent annual applications for a license by a permit holder shall be accompanied by proof (in such form as the Commission may require) that said licensee still possesses the qualifications set out in this Act. Such applications for renewal of license shall not be denied except for due cause.

“(c) Not less than 90% of the employees at said track must be bona fide resident citizens of the County.”

Strike Section 11 and substitute in lieu thereof the following:

“Section 11. The commission may suspend or revoke the license of any licensee conducting a race meeting, upon the willful violation of any of the provisions of the Act, or any rule or regulation promulgated by the Commission or may invoke a fine not to exceed \$1,000.00 per offense in lieu thereof.

“It is unlawful for any licensee under this chapter, directly or indirectly, to make any contribution whatsoever to any political party or to any candidate for any State, County or Municipal office, and upon proof being presented of any such contribution having been made, the Commission shall immediately and permanently revoke the license of such licensee.”

Strike Section 15 in its entirety and substitute in lieu thereof the following:

“Section 15. Every licensee conducting race meetings under the provisions of this Act, shall pay to the Ex-officio Treasurer of the Racing Commission for the use of the Commission, a tax in an amount equal to seven (7) percent of the total contributions to all parimutuel pools conducted or made on any race track licensed under this Act. The Commission of a licensee on a parimutuel pool shall in no event exceed seventeen percent (17%) of the amount contributed to said parimutuel pool, which amount shall include the seven percent (7%) tax heretofore provided. After the deduction of the seven percent (7%) for the use of the commission and the percentage commission of the licensee, the remainder of the total contributions to each pool shall be divided among and redistributed to the contributors to such pools betting on the winning dog. The amount of each redistribution for each winning bet placed shall be determined by dividing the total amount remaining in the pool after the deductions hereinabove provided for by the number of bets placed on the winning dog. Each redistribution shall be made in a sum equal to the next lowest multiple of ten. The licensee is entitled to retain one-half ($\frac{1}{2}$) of the odd cents on all redistributions to be known as the “breaks to a dime.” The remaining one-half ($\frac{1}{2}$) of the “breaks” shall be paid to the Ex-officio Treasurer of the Racing Commission for the use of the Commission as a “breaks tax”. Under the parimutuel system of wagering herein provided, the

licensee shall be permitted to provide separate pools for bets to win, place, and show and also a daily double pool, a quiniela pool and a double quiniela pool. Each pool shall be redistributed separately as here in provided. Should there be no ticket bet on the winning dog, the entire pool will be divided among the holders of tickets on the dog running next in line until the pool has been redistributed to the contributors. The licensee shall be required to use a totalizator machine to record the wagering and compute the odds. Rules and regulations governing the operation of each of the pools shall be set out in book form by the Racing Commission. The licensee shall collect from each person attending the race meetings under the provisions of this Act fifteen percent (15%) of the established admission price or ten cents, whichever sum is the greater, as an admission tax. Licensees shall make payment of such taxes to the ex-officio treasurer of the Racing Commission every seventh calendar day of any and every race meeting, which payment shall be accompanied by a report on the races covered by such report and such other information as the commission may require."

Strike Section 18 in its entirety and insert in lieu thereof the following:

"Section 18. All fees, commissions, taxes and other monies, including fines and forfeitures, received under the provisions of this Act shall be paid to the ex-officio treasurer of the Racing Commission and shall be forthwith remitted by him to the County Treasurer of the County for deposit in the County treasury to the account of THE COUNTY RACING COMMISSION. All such monies remaining after payment of the expenses incurred in the administration of this Act, including the payment of the salaries and expenses of the members and employees of the Commission shall be distributed by the treasurer of the county, monthly as follows: Forty percent (40%) to the University of South Alabama for the use of the medical school; Ten percent (10%) to S. D. Bishop State Junior College (formerly known as Mobile State Junior College); fifteen percent (15%) to the Board of School Commissioners of the largest school district in the County and thirty-five percent (35%) to be divided among the County and the incorporated municipalities located therein on a proportionate basis according to the total populations of such legal entities, the population of the County being determined by counting only the number of residents of the County living outside the area of any incorporated municipality, all of said funds so distributed to be used by the respective governing bodies of each such entity for law enforcement purposes."

To amend the amendment to House Bill 2569 by deleting Section 1 (3) and substituting therefor the following language:

"One member of the commission (place number three) shall be appointed by a majority vote of the municipalities of Mobile County, each municipality being entitled to one (1) vote, and a majority of the commission or council of said municipality determining how said vote is cast.

To amend the amendment to House Bill 2569 by adding to Section One thereof the following:

"(4) Each appointment heretofore described shall be subject to the approval of a majority of the Board of County Commissioners before said appointment takes effect."

To amend the amendment to House Bill 2569 by adding thereto the following to Section One:

"(5) All books, records, maps, documents and papers shall constitute public records, and be available for copying, examination and inspection during all normal business hours by any agency, official or person."

To amend the amendment to House Bill 2569 by deleting therefrom Section 10 (c), and substituting therefor the following language:

"(c) All employees of said track must be bona fide resident citizens of Mobile County, Alabama."

To amend the amendment to House Bill 2569 by adding to Section 11 the following:

"No disciplinary action may be taken hereunder until the licensee has been presented with notice in writing specifying the time and place of a disciplinary hearing, said notice setting out in substance the nature of the accusation and inviting the licensee to appear, with or without counsel, as the licensee may decide, the licensee being afforded an opportunity to face and examine his accuser, call witnesses, and testify if he chooses."

To amend the amendment to House Bill 2569 by deleting from Section 15 the words and figures 17% where it appears in the seventh line of said section, and substituting therefor the words and figures 18%.

To amend the amendment to House Bill 2569 by removing from Section 18, thereof, the provision stating ". . . thirty-five percent to be divided among the counties and municipalities," and substituting therefor that ". . . thirty percent to be divided among the counties and municipalities. . ." and by adding at the end of Section 18 the following:

"5% to the Policemen's and Fire Fighters' Pension and Relief Fund."

Yeas 36; Nays 1.

Yeas:

Mr. Speaker	Cottingham	King	Slate
Barkett	Crawford	Lutz	Smith (K)
Bassett	Cross	Manley	Stokes
Bowers	Downing	May	Straiton
Callahan	Easters	Naramore	Therrell
Carnes	Edwards	Nettles	Timmons
Carter	Fite	O'Daniel	Turner
Collins	Hardin	Pruitt	Williams
Connell	Jones (F)	Roberts	Wynot

—36

Nay: Mr. Wood.

—1

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

And the bill, H. 2569, as amended by the Senate amendments, was again read at length and passed.

Yeas 29; Nays 7.

Yeas:

Messrs.:	Easters	Manley	Reynolds
Barkett	Edwards	May	Roberts
Bassett	Goodwin	Meeks	Smith (K)
Callahan	Hardin	Naramore	Stewart
Connell	Harris	Nettles	Stokes
Cottingham	Jones (E)	O'Daniel	Williams
Crawford	King	Pruitt	Wynot
Downing	Lutz		

—29

Nays:

Mr. Speaker	Ellis	Hobbie	Wood
Carnes	Fite	Warren	

—7

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 218. To amend the title and Section 1 of Act No. 684, H. 942, Regular Session 1967 (Acts 1967, p. 1510), relating to counties whose roads and bridges are constructed, maintained and repaired by the State highway department; forbidding the judge of probate of any such county to remit to the highway department moneys collected by him from that part of the motor vehicle and trailer license taxes allocated to the county; to require such judges of probate to deposit such moneys in a special fund in the county treasury; and to prescribe the use thereof in certain counties classified on a population basis.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Cross, the House concurred in and adopted the Senate amendment to the bill, H. 218, said Senate amendment being as follows:

Amend House Bill 218 by adding a new section immediately after the next to last section and renumbering the last section. The new section shall read as follows:

"The provisions of this Act shall be repealed and shall expire on September 30, 1973."

Yeas 29; Nays 0.

Yeas:

Mr. Speaker	Cottingham	Grainger	O'Daniel
Barkett	Cross	Grey (D)	Reynolds
Bassett	Downing	Hardin	Slate
Carnes	Drake	King	Smith (P)
Carter	Easters	Lutz	Stewart
Casey	Fite	May	Stokes
Cauthen	Flippo	Merrill	Therrell
Connell	Goodwin		

—29

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

And the bill, H. 218, as amended by the Senate amendment, was again read at length and passed.

Yeas 36; Nays 0.

Yeas:

Mr. Speaker	Cross	Grainger	O'Daniel
Barkett	Dill	Grey (D)	Reynolds
Bassett	Downing	Hardin	Slate
Bowers	Drake	Harris	Smith (P)
Carnes	Easters	King	Stokes
Carter	Ellis	Lutz	Taylor
Casey	Fite	May	Therrell
Cauthen	Flippo	Meeks	Wallace
Cottingham	Goodwin	Merrill	Weeks

—36

PRESENCE OF A QUORUM ASCERTAINED

The presence of a quorum was questioned and the Speaker directed the Clerk to ascertain if there was a quorum present.

The Clerk reported that there was a quorum present.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Carr:

S. J. R. 130. COMMENDING RALPH W. ROBERTS FOR HIS LONG AND FAITHFUL SERVICE TO THE STATE AND WISHING HIM A MOST HAPPY AND ENJOYABLE RETIREMENT.

WHEREAS, the Legislature has learned with regret of the pending retirement of Mr. Ralph W. Roberts on October 1 from the position he holds as Director of the Bureau of Vital Statistics of the State Health Department and State Registrar of Vital Statistics; and

WHEREAS, Mr. Roberts has held this position since 1942; and

WHEREAS, Mr. Roberts attained his B. S. degree from Clemson University and did later obtain a M. S. degree by doing graduate work at Colorado State and at LSU; and

WHEREAS, he was in the Army in World War II and did retire from the Reserve with the rank of Colonel; and

WHEREAS, he has long been married to a charming lady and is a proud grandfather; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we do commend and thank Mr. Ralph W. Roberts for his long, faithful and great service to this State and do wish him a long and happy retirement.

BE IT FURTHER RESOLVED, That the Secretary of the Senate send a copy of this Resolution to Mr. Roberts.

BE IT FURTHER RESOLVED, That the Legislature does admonish the State Health Officer that it is their wish and desire that he use every effort to fill Mr. Roberts' important position with a merit system employee who is endowed with some of the same attributes and qualities as Mr. Roberts.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 130, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Bailes, Hawkins, Vacca, Dominick, King and Gilmore:

S. J. R. 131. MOURNING THE DEATH OF MATTIE HERRING

WHEREAS the State of Alabama and Cullman County suffered a severe loss in the death of Mrs. Mattie Herring, 95 year old grandmother of Senator Doug Cook, on Friday, September 17, 1971 and;

WHEREAS Mrs. Herring served her community of Baileyton, Alabama in an outstanding manner and was known throughout her area for her charitable and civic work, now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES CONCURRING, That we mourn the death of Mrs. Herring and extend our sincere sympathy to members of her family, to whom copies of this resolution shall be sent.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 131, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Cooper, Pelham, Pierce, Branyon, Givhan, Clark, Lindsey, Hawkins, Vacca, Dominick, Bailes, Gilmore, Hammond, Carr and Harris:

S. J. R. 97. MOURNING THE DEATH OF FORMER SENATOR RAY LOLLEY.

WHEREAS, we are deeply grieved to learn of the death of former Senator Ray Lolley who passed away August 29, 1971 following a heart attack at his home in Enterprise; and

WHEREAS, Senator Lolley was educated in the schools of Coffee County, served in the United States Army during World War II and established a real estate, insurance and construction business at Enterprise in 1956 prior to entering the haberdashery business; and

WHEREAS, Senator Lolley worked diligently for the betterment of the schools of his area and was instrumental in securing a new high school gymnasium at Enterprise which bears his name; he was devoted to young people and was particularly interested in the high school band with which he often traveled; and

WHEREAS, Senator Lolley was a long time member of the Enterprise City Council and at the time of his death was a member of the board of trustees of the University of South Alabama; he was a Methodist, a Mason and a Shriner; he was elected to the Alabama Senate for the 1962-66 term and was re-elected for the 1966-70 term; and

WHEREAS, Senator Lolley is survived by his widow and two daughters and a host of friends who mourn his death; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we mourn the death of Senator Ray Lolley and extend our deepest sympathy to the surviving members of his family, to whom copies of this resolution shall be sent.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 97, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Pierce:

S. J. R. 99. MOURNING THE DEATH OF PETER E. XIDES OF MONTGOMERY, OWNER OF THE ELITE CAFE.

WHEREAS, the untimely passing of Mr. Peter E. Xides on August 25, 1971, has brought sorrow to his family and to his many friends, not only in Montgomery, but throughout the State of Alabama and in other states as well; and

WHEREAS, Mr. Peter Xides was eminently respected in the restaurant profession in his undaunted efforts in establishing his restaurant, the Elite, as one of the finest in the country; and

WHEREAS, Mr. Xides was known throughout the south for his civic and charitable contributions and for his untiring work in the Greek Orthodox Church, of which he was the founder and served as president and board member for many years; now therefore

BE IT RESOLVED BY THE SENATE OF THE STATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, That we deplore the loss of Mr. Peter E. Xides, whose death deprives the community and the state of one of its finest leaders, and that we extend our heartfelt sympathy to his family; and

BE IT FURTHER RESOLVED, That copies of this resolution shall be sent to Mr. Xides' wife and family.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 99, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Clark:

S. J. R. 110. WHEREAS, there is under construction a State Vacation Park located on the Walter F. George Reservoir near Eufaula, Alabama which is one of the most beautiful areas of this state; and

WHEREAS, this scenic spot will not only be a haven of rest and recreation for native Alabamians, but it will also serve as a major attraction in bringing in tourists and visitors from other states to Alabama and is making

them increasingly aware of the many advantages of vacationing in Alabama, now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA BOTH HOUSES THEREOF CONCURRING, That the name of the park previously named be shortened and be renamed "Lake Point Resort State Park". Also the lodge complex at the park be named "The Admiral's Point" in honor of Admiral Thomas H. Moorer, Chairman, Joint Chiefs of Staff.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 110, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Bailes, Cook, Vacca, Gilmore, Dominick, King, and Hawkins:

S. J. R. 100. TO COMMEND THE MEMBERS OF THE BESSEMER BOARD OF EDUCATION.

WHEREAS, after much deliberation and with "heavy hearts" each member of the Bessemer City Board of Education turned in his resignation, and

WHEREAS, at the urgings of the mayor and city commission of Bessemer these men have recalled their resignation and in spite of the fact that the recent federal court orders relative to Bessemer schools are highly distasteful to them, they have agreed to remain on the board and to endeavor to open the schools on time and to do all in their power to keep the Bessemer schools operating in such manner as to comply with orders of the federal court and yet place as much emphasis as possible on quality education for every pupil enrolled in the public schools of Bessemer; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the Legislature of Alabama hereby commends each member of the Bessemer City Board of Education for their unselfish devotion to duty, their dedication to the youth of Bessemer, and their determination to make a diligent effort to provide quality education in Bessemer.

BE IT FURTHER RESOLVED That the Legislature, speaking as the duly elected representative of the people of Alabama, hereby thanks Mr. Frank House, Chairman of the Bessemer Board of Education, and Messrs. B. H. Johnson, Jr., Jason Dean, Hugh B. Harris, Jr., and A. W. Kuhn, all members of such board, for their noble effort to maintain excellent public schools despite the Supreme Court. We also hereby endorse the sentiments expressed by these men as their aims and purposes and urge all patrons of the Bessemer

Public Schools to cooperate with these men to the end that the Bessemer schools can be opened and operated without violence or other unnecessary disturbances.

BE IT ALSO RESOLVED, That a copy of this resolution be sent to each member of the Bessemer Board of Education and a copy thereof be released to the Press.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 100, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Foshee:

S. J. R. 109. WHEREAS, the needy and neglected juvenile is most susceptible to the pitfalls of crime, drug abuse, and general misconduct; and,

WHEREAS, the Boys Ranch under the principal sponsorship of the Alabama Sheriffs Association has literally taken homeless young boys off the streets and provided them with housing, personal attention, character guidance, and educational instruction; and,

WHEREAS, Don Acton, the administrator of Boys Ranch has demonstrated his keen interest in and concern for these young men and has further shown his adroitness in resolving the complex personal problems which the residents of Boys Ranch have; and,

WHEREAS, the Sheriffs throughout Alabama and many thousands of Alabamians have supported this most worthy cause, with their time, gifts, and plain hard work; and,

WHEREAS, the success of Boys Ranch is a bright ray of sunshine in this troubled world; and,

WHEREAS, ON October 14, 1971, Boys Ranch will celebrate its fifth birthday anniversary;

NOW, THEREFORE BE IT RESOLVED BY THE LEGISLATURE, Both Houses thereof concurring, that we do hereby extend our congratulations and best wishes to the Alabama Sheriffs Association, to Don Acton, and to the young men who live at Boys Ranch.

BE IT FURTHER RESOLVED That copies of this resolution be sent to the officers of the Alabama Sheriffs Association and to Don Acton.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 109, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolutions and sends same herewith to the House for its consideration:

By Mr. Pierce:

S. J. R. 93. Honoring William H. Benson and naming a building at Alabama State University after him.

Also:

By Mr. Pierce:

S. J. R. 94. Honoring Dr. Zelia Stephens and naming a building after her on the Alabama State University Campus.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolutions, S. J. R. 93 and S. J. R. 94, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Messrs. Horne, Pierce, Dozier and Lindsey:

S. J. R. 54. Declaring Saturday, September 25, 1971, Capital City Bowl Day throughout Alabama.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in and adopted the resolution, S. J. R. 54, set out in the above and foregoing Message from the Senate.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has originated and adopted the following Senate Joint Resolution and sends same herewith to the House for its consideration:

By Mr. Vacca:

S. J. R. 135. WHEREAS, there exists in Alabama a need for an Arts Hall of Fame to recognize the development of art, including but not limited to painting, sculpture, music, dance, theater, literature and architecture, in Alabama and in other states of these United States of America, and

WHEREAS, there will exist in the Birmingham Civic Center a physical facility suitable for the display to the public of a plaque or other appropriate means of recognition of each honoree and when possible appropriate examples of the work of the artists, authors, performers, architects, and musicians to be honored by the Arts Hall of Fame,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, that there is hereby established in the State of Alabama the "Arts Hall of Fame," the Executive Board of which shall be made up of seven persons, all of whom shall serve terms of four years after their initial term has expired, one of whom shall be appointed by the Birmingham Festival of Arts to serve an initial term of two years, one of whom shall be appointed by the Birmingham—Jefferson Civic Center Authority for an initial term of three years, one of whom shall be appointed by the Alabama Council on Arts and Humanities for an initial term of four years; the Mayor, with the consent of the city council or city commission, of each of the four largest cities in Alabama, shall each appoint one of four members of said Executive Board for initial terms as follows, viz: The Mayor of the largest city shall appoint a member who shall serve for an initial term of one year, the Mayor of the next largest city shall appoint a member who shall serve for an initial term of two years, the Mayor of the third largest city shall appoint a member who shall serve for an initial term of three years, and the Mayor of the fourth largest city shall appoint a member who shall serve an initial term of four years.

BE IT FURTHER RESOLVED that said members shall serve for terms of four years each and until their successors shall have been selected and qualified. Said Board shall elect from among its members a Chairman, a Vice-Chairman, a Secretary and a Treasurer, each to be elected for a term of one year, with right of succession.

Said Board shall meet annually to nominate persons from throughout the State and nation who have at one time resided in the State or have made a meaningful contribution to the State of Alabama through their particular art form and who have won fame on account of their achievements in the Arts. The Board shall elect by a two-thirds vote from among such nominees those persons that it considers worthy of inclusion in the Arts Hall of Fame.

Further, the Director of the Birmingham Civic Center is hereby directed to set aside a suitable location in said facility for the display of the honorary plaques and the works of those elected to the Arts Hall of Fame.

Further, those elected to the Arts Hall of Fame shall each receive an appropriated plaque or certificate for their personal collection.

Further, those so elected shall not exceed four in number during any one calendar year.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Lyons, the rules were suspended and the House concurred in adopted the resolution, S. J. R. 135, set out in the above and foregoing Message from the Senate.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2850. To further amend Act No. 101, H. 112, Special Session 1966, as last amended, an Act regulating and providing for the payment of the compensation of certain deputies of the sheriff of Lawrence County.

Also:

H. 666. To authorize the State of Alabama, Department of Conservation, Division of State Parks, Monuments and Historical Sites, to enter into contracts with persons, firms or corporations to operate concessions within state park areas, said concession contracts to be awarded on a competitive bid basis; to provide for negotiated concession contracts in particular instances; and to provide for cancellation of said concession contracts.

Also:

H. 2343. To abolish justices of the peace and justice courts in both criminal and civil matters and to provide in lieu thereof a court in each county and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said court; providing for its officers, and their appointment; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for additional powers of all of the chief law enforcement officers on duty during certain nighttime hours relating to cases over which the court hereby established has jurisdiction; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before said court.

Also:

H. 2798. To provide courts in each county of the state having a population of not less than 57,000 nor more than 61,000 inhabitants according to the most recent federal decennial census and vesting each with jurisdiction formerly exercised by justices of the peace; providing for additional powers of said courts; providing for its officers, and their appointment; elections; providing for the term of office of the judge, his powers, duties, compensation, and for costs and fees in such court; providing for the transfer of all cases pending in justice of the peace court to said court hereby established; providing for appeal from said court; providing for procedure, practice and pleading in said court; to provide for the approval of bonds in such matters pending before this court.

Also:

H. 2828. To alter, rearrange and extend the boundaries of the City of Montgomery so as to include within the corporate limits thereof certain additional territory in Sections 3, 4, and 5, Township 15N, Range 17E, and Sections 32, 33, 34 and 35, Township 16N, Range 17E in Montgomery County, Alabama.

Also:

H. 2639. To amend further Act No. 345 S. 291, Regular Session 1955, an act applying only in counties having populations of not less than 300,000 nor more than 500,000 and providing for a domestic relations division of the Circuit Court of any such county.

Also:

H. 2648. To authorize counties having a population of not less than 45,500 nor more than 52,000, according to the most recent federal decennial census, to have such counties pay all expenses incurred by the Circuit Court Clerks and Registers in their respective State organizations.

Also:

H. 2669. To amend the title and Section 1 of Act No. 556, H. 540, Regular Session 1967 (Acts 1967, p. 1312) which provides that the Board of Education is authorized to expend public school funds for the purpose of purchasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff in certain counties classified on a population basis.

Also:

H. 2763. Relating to counties having a population of not less than 300,000 nor more than 600,000, according to the most recent federal decennial census; to provide that any fireman or other municipal employee employed by any municipality in such a county may live anywhere within the county so long as he is able to at all times reach the place of his employment within thirty minutes from the time he receives a call to report to duty.

Also:

H. 2806. Relating to counties having populations of not less than 49,000 nor more than 51,000, according to the most recent federal decennial census; fixing the fee for issuance of pistol permits by the sheriff and providing for distribution and use of such fees.

Also:

H. 2825. To amend Act No. 581, 1967 Regular Session of the Legislature to apply only in counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census, providing for appointment by the district attorney of a special medical assistant to aid him in the performance of his duties, and providing for payment of the compensation of such assistant from the general funds of the county.

Also:

H. 2837. Relating to the City of Florence, to declare the public policy of the city in regard to the extension of the zoning authority of that city by

this Act, and to extend, alter, and rearrange certain of the boundaries of the zoning authority of the City of Florence so as to include within that authority a certain designated area.

Also:

H. 2838. Relating to Lauderdale County; prohibiting any municipality or agency thereof from requiring that facilities for the use of utility services be installed by persons licensed by the municipality.

Also:

H. 2839. To prohibit the City of Florence, or any agency thereof, from collecting outside the corporate limits of said city any permit fees, inspection fees or other fees with respect to the enforcement of any building code provision; to provide that building code provisions may be enforced within the police jurisdiction of said city, but to limit the collection of all fees and charges therefor to the area within the corporate limits of the City of Florence.

Also:

H. 2840. Relating to Lauderdale County; to amend Section 19 of Act No. 27, H. 102, First Special Session 1964 (Acts 1964, p. 47), which Act abolishes the Lauderdale County Inferior Court and establishes in lieu thereof the Lauderdale County Court, by providing further for the manner of taking appeals from judgments of said county court to the circuit clerk.

Also:

H. 2841. Relating to Lauderdale County; to provide for the Lauderdale County Commission to grant an exclusive franchise to private haulers of solid waste.

Also:

H. 2842. Relating to Lauderdale County; to prescribe the fee which may be charged by the Judge of Probate for celebrating the rites of matrimony and authorizing him to retain such fee for his personal use.

Also:

H. 2843. To establish the "Municipal Court of the City of Florence, Alabama" which shall be subject to Chapter 12, Title 37, Code of Alabama 1940, (recompiled 1958) as last amended, except that no fine in excess of \$500.00 shall be assessed, and to abolish other courts of the City of Florence exercising the functions conferred upon said Municipal Court.

Also:

H. 2846. Relating to law enforcement in Sumter County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in a fund; creating a fund to be designated as the Sheriff's Fund and providing for the use of such fund.

Also:

H. 2847. Relating to all counties having populations of not less than 15,400 nor more than 15,625, according to the most recent federal decennial census; providing for the manner of payment of the salaries of the sheriff and certain deputies in such counties.

Also:

H. 2848. Relating to all counties having population of not less than 51,750 nor more than 45,000; providing for compensation or salary of the register of the circuit courts of such counties.

Also:

H. 2849. To apply only in counties having populations of not less than 41,750 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

Also:

H. 2856. To amend further Section 7 of Act No. 66, H. 105, Second Special Session 1963 (Acts 1963, p. 228), an act levying sales and use taxes in Cullman County and providing for the ascertainment, collection, payment, distribution and use of the proceeds, so as to further provide, for the use of the proceeds of such taxes.

Also:

H. 2863. To amend Act No. 323, H. 828, 1959 Regular Session, pertaining to exemption of medical research facilities from building and zoning restrictions and other regulations in counties having a population of not less than 125,000 nor more than 225,000 according to the most recent federal decennial census so as to make the same applicable only to counties having populations of not less than 150,000 and not more than 180,000 according to the last or any subsequent decennial census.

Also:

H. 2864. To amend Act No. 591, H. 972, 1965 Regular Session, pertaining to probate recording systems in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census, so as to make the same apply only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any federal decennial census.

Also:

H. 2867. To amend the Title and Section 1 of Act 25, H. 47, 1962 Ex. Sess., p. 36, applying to the payment of benefits when employee is disabled or killed in counties having a population of 150,000 nor more than 300,000 according to the last or the 1960 or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Also:

H. 2868. To amend the title and Section 1 of Act No. 416, H. 917, 1955 Regular Session, approved September 9, 1955, pertaining to employees pensions in counties having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent federal decennial census, so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent federal decennial census.

Also:

H. 2869. To amend the title and Section 1 of Act No. 321, S. 344, 1955 Regular Session, approved August 30, 1955, pertaining to pension or retiring allowance plan for employees in counties having a population of not less than 125,000 nor more than 200,000 according to the last or any subsequent federal decennial census so as to make the same applicable only to counties having a population of not less than 150,000 nor more than 180,000 according to the last or any subsequent decennial census.

Also:

H. 2870. To amend the title and Section 1 of Act No. 794, H. 1384, of the 1961 Regular Session, pertaining to the coroner in counties having a population of not less than 150,000 nor more than 300,000 according to the most recent federal decennial census, so as to make the same applicable only to counties having a population of 150,000 nor more than 180,000 according to the last or any federal decennial census.

Also:

H. 2610. To provide that the county commissions of all counties having populations of not less than 11,500 nor more than 12,500, according to the most recent federal decennial census shall pay all deputy sheriffs employed in the sheriff's department of said counties a salary of not less than the minimum salary paid a state trooper. The Chief deputy shall be entitled to a salary of not less than fifty dollars more than a deputy.

Also:

H. 2704. To amend the title and Section 1 of Act No. 764, H. 1463, Regular Session 1961 (Acts 1961, p. 1091), which Act provides further for the compensation of members of the jury commission in counties having populations of not less than 22,000 nor more than 22,500, according to the most recent federal decennial census.

Also:

H. 2469. To provide for the qualifications and manner of election of members of the Clarke County Commission, the governing body of Clarke County, Alabama.

Also:

H. 2470. To further amend Sections 2 and 3 of Act No. 819, approved September 11, 1951 (Acts 1951, Volume II, page 1452), entitled "An act to impose extra, new and additional duties upon the members of the county governing body of Clarke County, Alabama, and to provide additional compensation for the performance of such duties," as amended by Act No. 120, approved July 7, 1965 (Acts 1965), Volume 1, pages 183-4), and as further amended by Act No. 99, approved May 14, 1969 (Acts 1969, page 177), to provide further for the salaries and expense allowances of members of such governing body.

Also:

H. 2214. Relating to counties having a population of not less than 34,000 nor more than 34,800 according to the most recent federal decennial census; to further provide for a Special Circuit Court Fund and for the pay-

ment therefrom of attorneys fees of attorneys appointed to represent indigent defendants; and authorizing the County Treasurer to pay said claims when verified and approved by the Circuit Judge of such circuit.

Also:

H. 2218. To make an appropriation from the state treasury for the relief of Ray Bozeman, Clerk of the Covington County Circuit Court.

Also:

H. 1218. To provide for and fix the salaries of members of the Commission or Board of Commissioners (including the president of such Commission or Board) of each city in the State of Alabama having a population of not less than 32,000 nor more than 34,000 inhabitants according to the last federal census, or which shall hereafter have such population according to any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries: to provide further, that in such municipalities which own and operate light and power systems, and municipal water systems, one or either of them, that the president of such Commission shall be and act and be constituted as the supervisor thereof and shall be responsible for the planning, supervising and financing thereof: to fix his duties and to provide and fix the salaries, to fix the time and regulate the mode of payment thereof, to be paid the president of such Commission for his services as such supervisor out of the funds of such municipal light and power system, and municipal water system, one or either of them: to provide when the Act shall become effective.

Also:

H. 2861. Relating to counties having populations of 600,000 or more; to authorize and make provisions for the organization and incorporation of Airport, Industrial Park, and Airport and Industrial Park Authorities as non-profit public corporations for the promotion of aviation and the development and promotion of industry and commerce in such counties; to provide for the procedure, manner and conditions of organization and incorporation; to provide for the contents, execution and recording of certificates of incorporation; to provide that any such corporation shall be governed by a board of directors and to prescribe the number, terms, and manner of appointment of its members; to prescribe the powers of such Authorities, including the right to exercise the powers of eminent domain and certain zoning powers; to provide for the financing of such Authorities and to require certain local funding as a prerequisite to incorporation; to authorize the issuance of revenue bonds, to specify the provisions thereof, to pledge certain revenues for their retirement and to authorize the refunding of said bonds; to exempt such bonds from all taxation; to provide for cooperation with political subdivisions, public corporations and agencies of this State; to authorize political subdivisions to invest in bonds of the Authority and to make such bonds legal investments for fiduciaries, savings bonds and insurance companies; to authorize the Authority to accept and expend federal and state moneys or funds from public or private sources for the purposes of this act; to exempt such Authorities from certain restrictions with respect to construction and purchasing contracts and zoning regulations; to require such Authorities to be audited annually; and to provide for the dissolution of any such Authority and the disposition of its property.

Also:

H. 821. To provide that the Governing Body of any Municipality having a population of not less than 175,000 nor more than 300,000 according to

the most recent federal decennial census, may appoint the Chief of Police of such Municipality in event of a vacancy, from the number of officers of the police force who hold the rank of captain or above, without regard to any Civil Service or Personnel Board rules or regulations concerning such appointment and providing that such Governing Body may fix the compensation of said Chief of Police.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolutions, to-wit:

H. J. R. 210. Encouraging the protection of forests.

Also:

H. J. R. 219. Mourning the death of former Congressman George Huddleston, Jr.

Also:

H. J. R. 232. Mourning the death of James W. Morgan.

Also:

H. J. R. 225. Commending Bill Cofield for his outstanding abilities in public speaking.

Also:

H. J. R. 226. Regretting the illness of Lieutenant Colonel Lawrence D. Rogers and wishing his early and complete recovery.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolutions, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

RECESS

On motion of Mr. St. John, the House recessed until 11:30 o'clock p. m.

HOUSE RECONVENED

The hour of 11:30 o'clock p. m. having arrived, the House reconvened. The Speaker called the House to order.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has passed the following House Bill and returns same herewith to the House:

H. 2713. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolutions and returns same herewith to the House:

H. J. R. 231. Memorializing the Honorable Van Buren Daniel.

Also:

H. J. R. 249. Death of policeman Raleigh Clark mourned.

Also:

H. J. R. 250. Mourning the death of Robert L. Wynot.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 437 without the Governor's signature and approval and with several suggested Executive Amendments.

RESPECTFULLY SUBMITTED,
HARRY L. PENNINGTON
EXECUTIVE SECRETARY

Done this 22nd day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 437 without my signature and approval and with the following suggested Executive Amendments:

1. Amend the title by deleting the words "and require" after the word "authorize" and before the words "the county governing body".

2. Amend Section 5 by deleting subparagraph (b) and substituting in lieu thereof the following:

"(b) to encourage the appropriate location and elevation of streets, sewers, and water systems and the reservation of adequate and convenient open space for utilities;"

3. Amend Section 6 by deleting therefrom the following phrase: "public utilities such as gas, electricity,"

4. Amend Section 7 by deleting same in its entirety and substituting in lieu thereof the following:

"The county governing body desiring to participate in this program shall require every person, firm, corporation or agency to submit plans and specifications for all proposed construction and development in flood-prone areas lying outside the corporate limits of municipalities of the county prior to commencing operations. If such plans and specifications conform in every respect with the applicable specifications, rules and regulations adopted by the governing body of the county, said governing body shall issue a permit therefor and shall charge such issuance fee as the governing body shall agree is just and reasonable. All such fees shall be deposited in a special fund in the county treasury and shall be used to enforce the provisions of this act and no permits shall be issued for any construction or development for which plans and specifications are not in substantial compliance with the specifications, rules and regulations adopted by the county governing body; provided, nothing in the foregoing shall be construed to require a permit for, or otherwise relate to, the location, erection, construction, reconstruction, alteration or maintenance of utility poles, towers, lines, conduits, pipes, mains, or of any utility facilities constructed pursuant to authority conferred by statutes, franchises, certificates of convenience and necessity, licenses or easements.

5. Insert after Section 8 the following new Section 9, and renumber Sections 9, 10, and 11 so that they will be Sections 10, 11 and 12, respectively:

"Section 9. This act shall not be construed to impair the right of eminent domain granted heretofore or hereafter by the laws of this state to utilities, whether public or private, or their right to design, locate, erect, construct, reconstruct, alter or maintain utility poles, towers, lines, conduits, pipes, or mains reasonably required in the public service, or their right to exercise authority conferred by statute, franchise, certificate of convenience and necessity, license, or easement."

The adoption of the above and foregoing suggested Executive Amendments will remove my objections to this Bill.

RESPECTFULLY

GEORGE C. WALLACE
GOVERNOR OF ALABAMA

GOVERNOR'S MESSAGE

On motion of Mr. Nettles, the House concurred in and adopted the amendments proposed by His Excellency, the Governor, to the bill, H. 437, said Governor's amendments being set out in the above and foregoing Message from the Governor.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Roberts
Adams	Crowe	Jones (E)	St. John
Agee	Dill	Jones (F)	Slate
Baker	Doss	Kinsey	Smith (K)
Barkett	Downing	Lang	Smith (T)
Bassett	Drake	Lutz	Snell
Benton	Easters	McDonald	Stewart
Boutwell	Edwards	May	Stokes
Brassell	Erdreich	Meeks	Straiton
Callahan	Fite	Merrill	Stubbs
Carnes	Flippo	Mims	Taylor
Carter	Gafford	Naramore	Therrell
Casey	Goodwin	Parker (T)	Timmons
Cauthen	Grainger	Perloff	Turner
Cherner	Grey (D)	Pruitt	Turnham
Chesnut	Hale	Reed (T)	Waggoner
Connell	Hardin	Reid (R)	Wallace
Cottingham	Harris	Reynolds	Wynot
Crawford			

—73

Which was a majority of the whole number elected to the House.

And the bill:

H. 437. To provide for a comprehensive land management and use program in flood-prone areas of this state so as to make flood insurance available under the National Flood Insurance Act of 1968; to declare the public need for such program; to define terms; to authorize and require the county governing body in each county to prescribe criteria for land management and use in such areas, including control measures, subdivision planning requirements, building and health code requirements; to require certain permits prior to commencing construction; and to prescribe penalties for violations.

As amended by the amendments proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 82; Nays 0.

Yeas:

Mr. Speaker	Agee	Barkett	Benton
Adams	Baker	Bassett	Boutwell

Brassell	Ellis	Lutz	Slate
Callahan	Erdreich	McDonald	Smith (K)
Carnes	Fite	May	Smith (P)
Carter	Flippo	Meeks	Snell
Casey	Gafford	Merrill	Stewart
Cauthen	Goodwin	Mims	Stokes
Cherner	Grainger	Naramore	Straiton
Chesnut	Grey (D)	Nettles	Stubbs
Connell	Hale	O'Daniel	Taylor
Cottingham	Hardin	Owens	Therrell
Crawford	Harris	Parker (T)	Timmons
Cross	Headley	Perloff	Turner
Crowe	Hearn	Pruitt	Turnham
Dill	Hill	Reed (T)	Waggoner
Doss	Jones (E)	Reid (R)	Waldrop
Downing	Jones (F)	Reynolds	Wallace
Drake	King	Roberts	Warren
Easters	Kinsey	St. John	Wynot
Edwards	Lang		

—82

Which was a majority of the whole number elected to the House.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 253. To create a joint legislative committee to study the Alabama prison system.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Bills and Senate Joint Resolutions, your signature thereto is requested:

S. 159. Proposing an amendment to the Constitution relating to the Legislative Department.

Also:

S. 379. To further amend Section 301 of Title 52 of the Code of Alabama 1940, as amended, which relates to children exempt from public school.

Also:

S. 483. To further amend Act No. 422 of the 1951 Regular Session of the Legislature of Alabama, as amended; to regulate through licensure the business, occupation, or calling of real estate brokers, and real estate salesmen; defining terms; creating the Alabama Real Estate Commission, and prescribing the jurisdiction, authority, powers and duties thereof; fixing the qualifications of real estate brokers and real estate salesmen and prescribing the procedure for obtaining a license to engage in such business, occupation, or

calling, providing for the suspension or revocation of licenses issued; providing penalties for violations of this Act or rules, regulations, and orders issued under the authority thereof; making appropriations; and repealing conflicting laws.

Also:

S. 1009. To amend Act No. 470 Regular Session of 1969, Vol. 1, page 912, so as to exempt state institutions of higher learning under the control of boards of trustees from having to secure approval of the Governor for out-of-state travel.

Also:

S. 1134. Relating to taxation: Exempting nuclear fuel assemblies together with the nuclear material contained therein and all reprocessed, recycled or residual nuclear fuel by-products, fissionable or otherwise used or useful in the production of electricity by persons regularly engaged in furnishing electricity to another person or other persons from state, county and municipal taxes, licenses, fees and excises.

Also:

S. J. R. 121. Relieving the Secretary of the Senate, the Clerk of the House, the Secretary of State and the doorkeepers of the House and Senate of any responsibility for the Codes, Supplements, Acts, Journals and any other books furnished to members of the Legislature.

Also:

S. J. R. 136. Creating an Interim Committee on Finance and Taxation.

Also:

S. 496. To amend Code of Alabama 1940, Title 26, Section 158, relating to persons working in coal mines.

Also:

S. J. R. 116. Naming Senate Bill 79 "The Grainger Water Pollution Act."

Also:

S. J. R. 137. Relative to Sine Die adjournment.

McDOWELL LEE,
Secretary.

SIGNING OF SENATE BILLS AND SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Bills and Senate Joint Resolutions, the titles of which are set out in the above and foregoing Message from the Senate.

RESOLUTION

The following resolution was introduced:

By Mr. Gray (F):

H. R. 261. RESOLUTION HONORING HONORABLE HUGO L. BLACK UPON HIS RETIREMENT FROM THE SUPREME COURT OF THE UNITED STATES OF AMERICA.

WHEREAS, the Honorable Hugo L. Black, Associate Justice of the Supreme Court of the United States has recently announced his retirement from that August Body; and

WHEREAS, his retirement brings to a close 34 years of distinguished service as a member of the Supreme Court; and

WHEREAS, Justice Black's determination, integrity and legal scholarship took him from Clay County, Alabama to the Nation's highest tribunal; and

WHEREAS, his thousands of opinions rendered while a member of that tribunal are indelibly imprinted into the laws of our Nation and will be read and analyzed by successive generations of historians and legal scholars for all the years to come; and

WHEREAS, the labors of Justice Black's long and illustrious career will ever warm the hearts of freedom-loving men; and

WHEREAS, the citizens of the State of Alabama are justly proud of Justice Black, one of Alabama's noblest sons; and

WHEREAS, as Justice Black steps down from the bench for a well deserved rest, the people of Alabama, through their Legislature, pray that Providence will ever guide and sustain him, confident that history will record Justice Black as one of the true giants of jurisprudence.

BE IT RESOLVED BY THE ALABAMA HOUSE OF REPRESENTATIVES, that we commend Justice Black upon his retirement, for his splendid services to the Nation and to constitutional government.

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to Justice Black and to the Clerk of the Supreme Court of the United States.

On motion of Mr. Gray (F), the rules were suspended and the resolution, H. R. 261, was adopted.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has reconsidered the Bill:

H. 790. Authorizing a special referendum to determine the classification of counties as wet or dry counties, which would provide a series of special rules governing the sale of alcoholic beverages in wet counties in addition to those provided in the general law.

And said Bill, H. B. 790, was again read at length and passed, the Governor's objections to the contrary notwithstanding, by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 20, Nays 11.

And said Bill, H. B. 790, together with the Governor's Message containing his objections, is herewith returned to the House.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 990. To amend Section 618 of Title 51 of the Code of Alabama of 1940, as amended by Act No. 769 adopted at the 1953 Regular Session of the Legislature, approved September 17, 1953, so as to increase the license tax imposed on instruments conveying real or personal property, and to provide for the disposition of the proceeds resulting from said increase.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

Mr. St. John moved that the House non-concur in the Senate amendment to the bill, H. 990, said Senate amendment being as follows:

A BILL TO BE ENTITLED AN ACT

To amend Section 618 of Title 51 of the Code of Alabama of 1940, as heretofore amended, which imposes and provides for a privilege or license tax on instruments conveying real or personal property as a prerequisite to the filing for record of such instruments, so as to impose and provide for an additional privilege or license tax on such instruments as a prerequisite to the filing thereof, and so as to provide for the disposition of the proceeds from the said additional tax.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 618 of Title 51 of the Code of Alabama of 1940, as amended by Act No. 769 adopted at the 1953 Regular Session of the Legislature of Alabama and approved September 17, 1953, is hereby further amended to read as follows:

Section 618. No deed, bill of sale, or other instrument of like character which conveys any real or personal property within this state, or which conveys any interest in any such property, except the transfer of mortgages on real or personal property within this state upon which the mortgage tax has been paid, deeds or instruments executed for a nominal consideration for the purpose of perfecting the title to real estate, and deeds and other instruments or conveyances executed prior to October 1, 1923, shall be received for record unless each of the privilege or license taxes imposed in subsections (a) and (b) of this section shall have been paid upon such instrument before the same is offered for record, to-wit:

(a) Upon each such instrument executed to convey real or personal property situated in this state there is hereby imposed and shall be paid a spe-

cial privilege or license tax in the amount of fifty cents on each five hundred dollars or fraction thereof in value of the property conveyed by such instrument; and

(b) Upon each such instrument executed to convey real or personal property situated in this state, there is hereby imposed and shall be paid an additional special privilege or license tax in the amount of one dollar for each five hundred dollars or fraction thereof in value of the property conveyed by such instrument.

Provided, that only the value in excess of any mortgages or vendor's liens upon any property within this state on which the mortgage tax has been paid, shall be taxable under this section, and provided further, that where several deeds or instruments are executed by tenants in common for the same consideration, only one of such instruments shall be taxable under this section. Upon the presentation of any such instrument for record the judge of probate shall determine the amount due thereon in respect of each of the taxes herein levied, and upon the payment to him of the amount of the said taxes and the applicable recording fee of the judge of probate, he shall accept such instrument for record; provided, however, that upon the presentation for record of any instrument which conveys property situated in two or more counties of this state, the judge of probate shall certify the facts of the case together with a description of the property conveyed by such instrument to the department of revenue which, after hearing such evidence as may be offered, or as it may secure, shall fix and determine the value of such property as located in each county and shall certify its determination thereof to the judge of probate, showing the value of such property in each county separately, and upon the payment to the judge of probate of the taxes due on the value of all property in this state conveyed by such instrument as so determined, together with the applicable recording fee, the judge of probate shall accept such instrument for record. The person presenting any such instrument conveying property in two or more counties of this state may secure immediate filing of such instrument for record by depositing with the judge of probate, to be held by him until the amount of the taxes due thereon is determined, an amount which in the judgment of the judge of probate will cover both the taxes herein provided for, and after the value of the property conveyed thereby is determined by the department of revenue, as provided herein, any excess of such deposit over the amount of taxes found to be due on such instrument shall be refunded to the person offering such instrument for record. The determination by the judge of probate and of the department of revenue of the amount of taxes due on any such instrument is hereby declared to be a ministerial act and shall not preclude the subsequent collection of the correct amount of the taxes herein levied if the value of the property thereby conveyed is not fully disclosed to the judge of probate or the department of revenue when such instrument is offered for record. Upon the filing for record of any instrument coming within the terms of this section the judge of probate shall certify thereon the fact that the taxes herein imposed have been paid with respect to the said instrument, the said certificate to show the amount of each such tax: and thereafter such instrument shall be received for record in any county of this state without the payment of any further taxes thereon, except the fee of the judge of probate for recording such instrument, which certificate shall be recorded with and as part of such instrument.

Upon the filing for record of any instrument which has been exempted by law from the payment of any taxes provided for in this section, the judge of probate shall certify thereon that no tax has been paid and shall stamp in

bold letters on the face of said instrument the words "No Tax Collected" and said certificate shall be recorded with and as a part of such instrument, and thereafter such instrument shall be received for record in any county in this state without the payment of any further tax thereon, when submitted by the same tax exempt institution or another tax exempt institution, but if submitted by or transferred to an institution or person not exempt from the payment of the taxes levied under this section, the judge of probate shall collect the taxes levied by this section, together with the fee of the judge of probate for recording such instrument, before it will be admitted to record.

Of the tax imposed in subsection (a) of this section and collected by the judge of probate under the provisions of this section, there shall be paid into the state treasury two-thirds of the amount so collected and the remaining one-third shall be paid into the county treasury; provided, however, that the counties' share of the said tax collected on any instrument conveying property in more than one county shall be paid into the county treasuries of the counties in which such property is situated in proportion to the value of such property as determined by the department of revenue as herein provided. The judge of probate shall receive two and one-half per cent of the tax imposed in the said subsection (a) and collected by him under the provisions of this section as his commission for collecting said tax, which shall be deducted from the total amount of the tax imposed in said subsection (a) and shall be collected and retained by him when making settlement of his collections as required by law.

The proceeds from the additional tax imposed in subsection (b) of this section and collected by the judge of probate under the provisions of this section shall be disposed of as follows: (1) the judge of probate shall receive two and one-half per cent of the amount so collected by him as his commission for making the said collection and his said commission shall be deducted from the total amount of the said additional tax imposed in the said subsection (b) and shall be collected and retained by him when making settlement of his collections as required by law; and (2) the entire residue of the proceeds from the said additional tax imposed in the said subsection (b) shall be paid into the state treasury to the credit of the Special Mental Health Fund.

Provided however, that this section shall not be so construed or enforced as to require the payment of the privilege taxes herein provided on mortgages, deeds of trust, or other instruments in the nature of a mortgage, or deeds or other instruments with vendor's lien, except as to that part of the purchase price which is paid in cash or other articles of value, and which pay no other privilege tax for recording. Provided further, that in counties where the probate judges are paid salaries the fees or commissions collected or retained by the probate judges for collecting the taxes herein provided for shall be paid by them into the treasury of their respective counties.

Section 2. Effective Date. This act shall become effective on the first day of the second calendar month after its approval by the Governor or its otherwise becoming law.

SUBSTITUTE MOTION TABLED

On motion of Mr. St. John, the substitute motion offered by Mr. Stubbs that the House concur in and adopt the Senate amendment to the bill, H. 990, was tabled.

Yeas 76; Nays 16.

Yeas:

Mr. Speaker	Dill	Jones (F)	Roberts
Adwell	Doss	King	St. John
Agee	Drake	Lang	Slate
Baker	Easters	Lutz	Smith (K)
Bank	Ellis	McBride	Smith (P)
Barkett	Erdreich	McCluskey	Stewart
Bassett	Falkenburg	McCorquodale	Stokes
Boutwell	Fite	McDonald	Straiton
Bowers	Flippo	Manley	Taylor
Brassell	Gafford	Meeks	Timmons
Callahan	Goodwin	Merrill	Turner
Carnes	Gray (F)	Mims	Waggoner
Carter	Gray (D)	Naramore	Waldrop
Casey	Hardin	Nettles	Wallace
Cauthen	Harris	Owens	Warren
Cherner	Headley	Parker (T)	Weeks
Chesnut	Hearn	Pruitt	Williams
Cross	Hill	Reid (R)	Wood
Culver	Jones (E)	Reynolds	Wynot

—76

Nays:

Messrs.:	Connell	Downing	Kinsey
Adams	Cottingham	Edwards	Robertson
Benton	Crawford	Grainger	Snell
Boles	Crowe	Hale	Turnham

—16

The question, then, was on the adoption of the motion of Mr. St. John that the House non-concur in the Senate amendment to the bill, H. 990, and the motion was adopted.

On motion of Mr. St. John, a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendment to the bill, H. 990.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. St. John, Drake and Stubbs.

RESOLUTION

The following resolution was introduced:

By Mr. Robertson:

H. J. R. 262. TO REQUEST THE COUNTY GOVERNING BODIES OF CERTAIN COUNTIES CLASSIFIED ON A POPULATION BASIS TO PROVIDE FOR THE PAYMENT OF THE SALARY FOR A CLERK OF THE COUNTY OR INFERIOR COURT AND FOR A SECRETARY FOR THE JUDGE OF SUCH COURT OUT OF COUNTY FUNDS.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING: That the county governing body of all counties in the State of Alabama which have a population of not less than 110,000 nor more than 150,000 according to the most recent federal decenni-

al census are hereby requested to provide for the payment out of the county treasury of the salary of a clerk for the county court or inferior court of such county and also for the payment of the salary of a secretary for the judge of such court out of such county treasury. Such salary shall be paid in equal monthly installments.

BE IT FURTHER RESOLVED That a copy of this Resolution be sent by the Clerk of the House of Representatives to the county governing body of every county in this State to which the resolution applies.

On motion of Mr. Robertson, the rules were suspended and the resolution was adopted.

REPORT OF COMMITTEE ON CONFERENCE

We, your Committee on Conference, appointed on the disagreement of the two houses on the Senate substitute as amended to House Bill 1802 beg leave to report as follows:

(1) We recommend that the Senate and the House adopt the attached substitute for the bill.

Conferees on the part of the House:

TOM GLOOR, Chairman
W. M. COLLINS
CHARLES T. MATHEWS

Conferees on the part of the Senate

ROBERT T. WILSON
JOE FINE
E. C. FOSHEE

A BILL TO BE ENTITLED AN ACT

To make annual appropriations for the support, maintenance, and development of public education and mental health in Alabama for each of the fiscal years ending September 30, 1972 and September 30, 1973.

Be It Enacted by the Legislature of Alabama:

Section 1. That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill, work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions, including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rental and items of general expense not defined as "equipment purchases", and the money appropriated therefor shall be expended only for such purposes; (c)

"equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which have an appreciable and calculable period of usefulness in excess of one year; (d) "automotive equipment purchases" shall mean those items of motor vehicle equipment only and the money appropriated therefor shall be expended only for such purposes. The amounts herein appropriated for "equipment purchases" and "automotive equipment purchases" shall not be increased by the expenditure of any revenue derived from the sale, trade-in or exchange of the items of personal property described in Section 1 (c) and (d) hereof. Provided, however, that if at the end of any fiscal year, a pay period which has been or may be established by the Legislature providing for the payment of salaries of State employees overlaps from one fiscal year into the next fiscal year, payment for the total pay period shall be made from the new fiscal year's appropriation.

Section 2. The appropriations provided for in this Act shall be paid from funds in the State Treasury to the credit of the Alabama Special Educational Trust Fund and are hereby made for the support of public education and mental health in Alabama for each of the two fiscal years ending September 30, 1972, and September 30, 1973, respectively; and, except as may be otherwise expressly provided, the appropriations herein made shall be subject to the provisions, terms, conditions and limitations of the Budget and Financial Control Act (Article 3, Chapter 4, Title 55 of the Code of Alabama 1940) and shall be in the amounts specified in said sections.

Section 3. DEPARTMENT OF EDUCATION:

A. For the Department of Education: For the fiscal year ending September 30, 1972:

For the salary of the State Superintendent	23,500.00	
For other salaries	621,000.00	
For other expenses	118,000.80	
For rental expense	81,715.20	
For equipment purchases	5,000.00	
For transfer to State Personnel Department	17,407.00	
Total		866,623.00

For the fiscal year ending September 30, 1973:

For the salary of the State Superintendent	23,500.00	
For other salaries	652,000.00	
For other expenses	124,000.00	
For rental expenses	81,715.20	
For equipment purchases	5,250.00	
For transfer to State Personnel Department	17,530.00	
Total		903,995.20

B. For Adult Basic Education:

To be used to match Federal funds for a removal of illiteracy program	127,218.00
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C. Civil Defense Survival Plan:		
For salaries and other expenses only, in the operation of the Civil De- fense Survival Plan		11,497.00
D. Coordination of In-School Televi- sion Program:		
For salaries	41,500.00	
For other expenses	10,500.00	
For equipment purchases	2,500.00	
Total		54,500.00
E. Drug Education Program:		
For salaries, other expenses, and equipment purchases for the neces- sary education on drug abuse		91,000.00
F. For matching federal funds available under the provisions of the Man- power Development Training Act		
		100,000.00
G. National Defense Education Pro- gram		
		161,885.00
H. To the Department of Education for Plans and Surveys:		
For the fiscal year ending September 30, 1972:		
For salaries	35,200.00	
For other expenses	4,200.00	
Total		39,400.00
For the fiscal year ending September 30, 1973:		
For salaries	37,000.00	
For other expenses	4,400.00	
Total		41,400.00

Section 4. STATE BOARD OF EDUCA- TION:

A. Agricultural and Mechanical Insti- tute at Normal, Alabama:		
For the operation and maintenance of the Institute		2,704,682.00
B. Alabama State University:		
For the operation and maintenance of the University at Montgomery		2,704,682.00
C. Civilian Rehabilitation:		
For the rehabilitation of handicapped individuals	2,113,677.00	
For the Governor's Committee on		

Employment of Handicapped	10,000.00	
Total		2,123,677.00
(No administrative costs included herein.)		
D. For Compact for Education		10,500.00
(To be expended in accordance with Act No. 1143, 1969 Regular Session.)		
E. For Driver Education		300,000.00
F. Elementary Teachers Scholarship Fund		25,000.00
G. Free Textbooks:		
For the fiscal year ending September 30, 1972:		
For salaries	38,000.00	
For other expenses	30,610.00	
For disbursements to Local Boards..	50,000.00	
For the repair of used and the purchase of new textbooks	2,030,521.00	
Total		2,149,131.00
For the fiscal year ending September 30, 1973:		
For salaries	40,000.00	
For other expenses	32,100.00	
For disbursements to Local Boards..	52,500.00	
For the repair of used and the purchase of new textbooks	2,170,000.00	
Total		2,294,600.00
H. Junior College Equalization Account:		
For operation and maintenance of the Junior Colleges listed below, to be distributed on a formula adopted by the State Board of Education		10,833,911.00
(The above appropriation is to be distributed to the following Junior Colleges: (1) Alexander City; (2) Albert P. Brewer; (3) John C. Calhoun; (4) Enterprise State; (5) James H. Faulkner; (6) Gadsden; (7) Jefferson Davis; (8) Jefferson State; (9) Theodore Alfred Lawson; (10) Mobile State; (11) Northeast; (12) Northwest; (13) Patrick Henry; (14) Snead State; (15) Southern Union; (16) George C. Wallace (Napier Field); (17) George C. Wallace (Selma); (18) Lurleen B. Wallace State.)		

I. J. F. Ingram Vocational Technical School:	
For the operation and maintenance of a Vocational Technical School ----	160,612.00
J. State Mental Health Department:	
For salaries, other expenses and equipment purchases necessary to operate schools at Alabama State Hospitals -----	29,125.00
K. State Mental Health Department:	
For salaries, other expenses and equipment purchases necessary to operate a school at Partlow State School -----	246,271.00
L. Minimum Program Fund:	

In addition to all other funds appropriated for the public elementary and high schools of the State, there is hereby appropriated to the State Board of Education for the fiscal year ending September 30, 1972, the sum of \$218,212,583.00 and for the fiscal year ending September 30, 1973, the sum of \$227,862,583.00 to be known as the Minimum Program Fund, which in accordance with the statutes and regulations of the State Board of Education relating to the expenditure of such fund, shall be used for providing a minimum term and for the equalization of educational opportunity in the public schools of the State; provided that so much thereof as may be necessary of the above appropriations for each year shall be used by the State Board of Education to provide for additional teacher units for each school system in the State which on the basis of current school attendance shall be entitled to additional teacher units over the number allowed based on the year immediately preceding said current year; provided further, that in no case shall a term of less than nine months in tax districts be approved, except that the State Board of Education, upon the recommendation of the State Superintendent of Education shall be authorized to make full allotments of funds to any school system for the time actually taught, if in the judgment of the State Superintendent of Education and the State Board of Education unusual conditions beyond the control of the local Board of Education in any school are such as to prevent the operation of that school for the required nine months minimum term; provided further, that the amount herein appropriated for the Minimum Program Fund shall include all moneys earmarked for public school teachers' salaries as provided in the Income Tax Amendment ratified on the 26th day of August, 1947. The Minimum Program Fund shall also include any other appropriations of funds, either State or Federal, which may be designated by the Legislature as a part of the Minimum Program Fund. Provided, that all funds herein appropriated for transportation of students including, but not limited to, those amounts recommended for transportation in the Governor's budget recommendations for the minimum program fund are conditional upon the approval of the Governor who may authorize the release of all such funds or such amounts as he deems necessary.

It is provided that from the appropriation hereinabove made the State Board of Education shall allocate and pay from said appropriation not less than one thousand (1000) additional teacher units for the program for exceptional children. Five hundred (500) teacher units are to be allocated for

fiscal year ending September 30, 1972 and five hundred (500) teacher units to be allocated for fiscal year ending September 30, 1973. Twenty-five (25) of the teacher units allocated for fiscal year ending September 30, 1973 may be used in early education programs for exceptional children.

It is provided that beginning with the fiscal year 1972-73, that in addition to the salary now received, all teachers under the Minimum Program shall receive a salary increase as follows: Rank I teachers not less than three hundred eighty-four dollars (\$384.00) per annum; Rank II teachers not less than three hundred thirty-one dollars (\$331.00) per annum; Rank III teachers not less than two hundred sixty-seven dollars (\$267.00) per annum; Rank IV teachers not less than two hundred twenty-five dollars (\$225.00) per annum; and, Rank V teachers not less than one hundred ninety-four dollars (\$194.00) per annum; and any county or city board of education failing to comply herewith shall not be entitled to participate in the Minimum Program Fund. Said county or city school board shall not pay the aforementioned raise to any teacher who participates in, encourages or condones any mass truancy even for a single day, or any extra-curricular demonstration which is not approved by the City, County or State Board of Education and said teacher shall forfeit the aforementioned increase for that particular year. The State Board of Education may review the action of any Sestem, City or County and require the forfeiture and may withhold said amount from appropriation to the said City or County school board and said teacher or may review and direct payment to said teacher. It is further provided, that in addition to the salary now received, all school bus drivers shall receive a salary increase of not less than five per centum (5%) per annum, and any county or city board of education failing to comply herewith shall not be entitled to share in the Minimum Program Fund.

In addition to the appropriation herein above made to the Minimum Program Fund there is hereby appropriated to the Minimum Program Fund for the fiscal year ending September 30, 1973, the sum of \$9,650,000.00 to be used for salary increases as follows: Rank I teachers not less than three hundred eighty-four dollars (\$384.00) per annum; Rank II teachers not less than three hundred thirty-one dollars (\$331.00) per annum; Rank III teachers not less than two hundred sixty-seven dollars (\$267.00) per annum; Rank IV teachers not less than two hundred twenty-five dollars (\$225.00) per annum; and, Rank V teachers not less than one hundred ninety-four dollars (\$194.00) per annum, and any county or city board of education failing to comply herewith shall not be entitled to participate in the Minimum Program Fund. Said county or city school board shall not pay the aforementioned raise to any teacher who participates in, encourages or condones any mass truancy even for a single day, or any extra-curricular demonstration which is not approved by the City, County or State Board of Education and said teacher shall forfeit the aforementioned increase for that particular year. The State Board of Education may review the action of any System, City or County and require the forfeiture and may withhold said amount from appropriation to the said City or County school board and said teacher or may review and direct payment to said teacher. It is further provided, that in addition to the salary now received, all school bus drivers shall receive a salary increase of not less than five per centum (5%) per annum, and any county or city board of education failing to comply herewith shall not be entitled to share in the Minimum Program Fund.

The appropriation herein above made is conditional upon the condition of the Alabama Special Educational Trust Fund and with the approval of the Governor.

On or before January 1, 1973, each local board shall report in writing to the State Superintendent of Education, Legislative Council and the Governor on the manner on which the foregoing has been implemented.

M. Minimum Program Account:

Trainable Retarded Children

For salaries	41,000.00
For other expenses	6,108.00
For distribution to Local Boards	360,726.00
For Special Education	300,000.00

Total	707,834.00
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The appropriation hereinabove made for salaries and other expenses shall be expended by the State Board of Education for the cost incurred by the State Department of Education in the administration of this program. The appropriation hereinabove made for disbursement to local boards shall be used for the education and training of trainable retarded children and shall include the operation and maintenance of classrooms, classes, transportation of trainable retarded pupils where justified, and compensation of teachers in accordance with Act No. 67, approved June 27, 1963, in accordance with the regulations of the State Board of Education and in accordance with Act No. 249, approved August 16, 1955: The appropriation for Special Education is the same appropriation as set out in Act No. 67, approved June 27, 1963, and shall be expended in accordance with that Act.

N. Physical Restoration of Crippled Children:

Handicapped Individuals	1,539,679.00
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O. For Regional Education:

For the fiscal year ending September 30, 1972	123,000.00
For the fiscal year ending September 30, 1973	133,000.00

P. Vocational Education:

(a) For the fiscal year ending September 30, 1972:

For salaries	51,000.00
For other expenses	29,272.00
For rental expense	7,500.00
For equipment purchases	1,500.00
Disbursements to Local Boards and Institutions	12,578,206.00

12,667,478.00

For the fiscal year ending September 30, 1973:

For salaries	53,500.00
For other expenses	30,700.00
For rental expense	7,500.00
For equipment purchases	1,500.00
Disbursements to Local Boards and Institutions	12,578,206.00

Total	12,671,406.00
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Vocational Education:

(b) For Industrial Development Training	250,000.00
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Q. State Vocational Technical School Equalization Account:

For the operations and maintenance of the Vocational Technical Schools listed below, to be distributed in accordance with a formula adopted by the State Board of Education:

For the fiscal year ending September 30, 1972	10,291,178.00
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For the fiscal year ending September 30, 1973	10,841,178.00
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The above appropriation is to be distributed to the following Vocational Technical Schools:

(1) Alabama Institute of Aviation Technology; (2) Alabama School of Trades; (3) Harry M. Ayers; (4) Bessemer State; (5) John C. Calhoun; (6) Carver State; (7) J. F. Drake; (8) Gadsden; (9) Hobson; (10) Douglas MacArthur; (11) Muscle Shoals; (12) Northwest Alabama; (13) N. F. Nunnelle; (14) Opelika State; (15) John M. Patterson; (16) E. E. Reid; (17) Shelton State; (18) Southwest State; (19) Chauncey Sparks; (20) Councill Trenholm State; (21) Tuscaloosa; (22) Walker County; (23) George C. Wallace, Cullman; (24) George C. Wallace, Dothan; (25) George C. Wallace, Selma; (26) Wenonah

R. ALABAMA HIGH SCHOOL OF FINE ARTS:

For 1971-1972: For a planning grant for the Alabama High School of Fine Arts ..	70,000.00
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For 1972-1973: For an operating grant for the Alabama High School of Fine Arts	70,000.00
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The above appropriation is to carry out the provisions of H. J. R. 145 of the 1971 Regular Session.

Section 5. BOARD OF TRUSTEES OF AUBURN UNIVERSITY:

A. The College:

(1) For operation and maintenance	13,449,056.00
(2) Engineering Experiment Station	225,808.00
(3) Television Education	245,539.00
(4) For Development of Graduate Studies	450,000.00

B. Extension Work for Agriculture and Home Economics:

For advising, demonstrating and informing people of Alabama in agricultural, farm and home pursuits, and other extension services	3,201,188.00
For Rural Resources Development Program	207,000.00

The appropriation herein made for the Extension Service shall be expended under the direction of the Board of Trustees of Auburn University through its Extension Service and shall be done in such manner as to make available the maximum amounts of aid from the Federal Government.

C. Agriculture Research:

(1) Alabama Agricultural Experiment Station at Auburn, for work and experimental Substations	2,176,147.00
(2) Co-operative research at the Agricultural and Experimental Substations	817,968.00

That all research work and experimentation contemplated by the spirit and purpose of this sub-section (C) shall be carried out under the supervision of the Director of the Agricultural Experiment Station System and the President of Auburn University, who shall make a complete report to the Board of Trustees of Auburn University for each of the fiscal years ending September 30, 1972 and September 30, 1973.

The funds provided in this sub-section (C) shall be used for the support of researches, experiments, and investigations bearing upon and relating to the production, marketing, manufacturing, use and distribution of agricultural crops and products; for the production, marketing and curing of all kinds of livestock and livestock products that may be sold from or consumed on the farms of Alabama; for the production, culture, and use of pasture plants for the establishment, care, use and management of pastures; for the testing of all kinds of hay, food, and forage crops, including those that may be used for lawns and other sod crop purposes; for the testing of varieties of crops, including soil adaption and improvement; for the testing of fertilizers and fertilizer materials on the various soils and for various crops; for the production, marketing, storage, and curing of fruit, nut and vegetable crops; for the study of plant and animal disease, and insect pests; for researches and experiments dealing with forest production, management and use; for researches dealing with soil erosion and problems arising from the waste of land due to soil erosion, for researches to discover new uses of land; for the provisions of necessary land, buildings, fencing livestock and other physical equipment needed for the research work herein provided for; for researches in game and fish production; provided, however, that any researches in game and fish production shall be in cooperation with or upon the advice of the Director of Conservation, so that there may be complete coordination between the work of the Alabama Agricultural Experiment Station and that of the State Department of Conservation; as future changing agricultural conditions may de-

mand, for researches and experiments on other similar important agricultural and economic problems having for their object the development of a more permanent, profitable and diversified agriculture; and for the printing of the necessary bulletins, circulars, etc., in order that the citizens of Alabama may be acquainted with the results of said research.

D. Auburn University—Montgomery, Alabama

For operations and maintenance 1,500,000.00

Section 6. BOARD OF TRUSTEES OF
ALABAMA BOYS' INDUSTRIAL
SCHOOL:

For the operation and maintenance of the
Alabama Boys' Industrial School 562,799.00

Section 7. BOARD OF TRUSTEES OF
ALABAMA INSTITUTE FOR DEAF
AND BLIND:

(a) For operation and maintenance of
the school:

For fiscal year ending September 30,
1972 1,879,779.00

For fiscal year ending September 30,
1973 1,956,890.00

(b) For salaries and expenses incident to
instruction of Adult Blind and for op-
eration of the Trade School at the
Institute:

For fiscal year ending September 30,
1972 457,300.00

For fiscal year ending September 30,
1973 462,000.00

Section 8. DEBT SERVICE:

(1) For the payment of principal and in-
terest due on bonds issued by Auburn
University (Alabama Polytechnic In-
stitute) pursuant to Constitutional
Amendment No. CXX,

For the fiscal year ending September
30, 1972 306,620.00

For the fiscal year ending September
30, 1973 308,970.00

(2) For the payment of principal and in-
terest due on bonds issued by the
University of Alabama pursuant to
Constitutional Amendment No.
CXIX,

For the fiscal year ending September
30, 1972 306,620.00

For the fiscal year ending September
30, 1973 308,970.00

(3) For the payment of principal and interest due on bonds issued by the University of Alabama Research Institute pursuant to Constitutional Amendment No. CLVII,	
For the fiscal year ending September 30, 1972	199,450.00
For the fiscal year ending September 30, 1973	200,393.75
(4) Interest on Endowments:	
For the fiscal year ending September 30, 1972:	
For interest on University of Montevallo (Alabama College) Endowment, estimated	40,000.00
For interest on Auburn University Endowment	20,280.00
For interest on University of Alabama Endowment	61,000.00
For interest on Grove Hill Endowment	600.00
For interest on Public School Fund Endowment:	
Interest on 16th Section lands, estimated	260,000.00
Interest on School Indemnity, lands, estimated	62,135.81
Interest on Valueless 16th Section lands	5,825.47
Interest on Surplus Revenue	26,763.47
Interest on James Wallace Fund	275.25
Total	476,880.00
For the fiscal year ending September 30, 1973:	
For interest on University of Montevallo (Alabama College) Endowment, estimated	40,000.00
For interest on Auburn University Endowment	20,280.00
For interest on University of Alabama Endowment	61,000.00
For interest on Grove Hill Endowment	600.00
For interest on Public School Fund Endowment:	
Interest on 16th Section lands, estimated	260,000.00
Interest on School Indemnity lands, estimated	67,135.81
Interest on Valueless 16th Section lands	5,825.47

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Interest on Surplus Revenue	26,763.47	
Interest on James Wallace Fund	275.25	
	<hr/>	
Total		481,880.00

Section 9. BOARD OF DENTAL SCHOLARSHIP AWARDS:

For Dental Scholarships at the University of Alabama School of Dentistry or any other dental school accredited by the Council on Dental Education of the American Dental Association. To be expended under the provisions of Act No. 793, 1965 Regular Session		83,000.00
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Section 10. EDUCATION OF DEPENDENTS OF BLIND PARENTS:

For reimbursement of every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which benefits are given to dependents of blind parents under the provisions of Act No. 281, 1966 Special Session, estimated		5,250.00
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Section 11. ALABAMA EDUCATION STUDY COMMISSION:

To be used for educational studies in accordance with Act No. 15, 1969 Special Session		155,000.00
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Section 12. ALABAMA EDUCATIONAL TELEVISION COMMISSION:

For the fiscal year ending September 30, 1972:		
For salaries	505,500.00	
For other expenses	359,344.00	
For equipment purchases	98,800.00	
For automotive equipment purchases	11,200.00	
For programming	190,000.00	
	<hr/>	
Total		1,164,844.00
For the fiscal year ending September 30, 1973:		
For salaries	527,500.00	
For other expenses	377,000.00	
For equipment purchases	98,800.00	
For automotive equipment purchases	11,200.00	
For programming	202,500.00	
	<hr/>	
Total		1,217,000.00

**Section 13. BOARD OF TRUSTEES OF
FLORENCE STATE UNIVERSITY:**

For the fiscal year ending September 30, 1972:	
For operation and maintenance of the University	2,412,344.00
For a school of Nursing to be used for construction, equipping, and operation and maintenance	100,000.00
For the fiscal year ending September 30, 1973:	
For operation and maintenance of the Uni- versity	2,262,344.00
For a school of Nursing to be used for construction, equipping, and operation and maintenance	250,000.00

**Section 14. GADSDEN JUNIOR COL-
LEGE—UPPER DIVISION COL-
LEGE OF TECHNOLOGY:**

For operation and maintenance of the Col- lege	200,000.00
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Section 15. GOVERNOR'S OFFICE:

For the compensation of legal counsel to be used in accordance with Act No. 750, 1969 Regular Session	50,000.00
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**Section 16. COMMISSION ON HIGHER
EDUCATION:**

For salaries, other expenses and equip- ment purchases to be expended in accor- dance with Act No. 14, 1969 Special Ses- sion	137,000.00
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**Section 17. BOARD OF TRUSTEES OF
ALABAMA INDUSTRIAL SCHOOL
AT MT. MEIGS, ALABAMA:**

For operation and maintenance of the Ala- bama Industrial School at Mt. Meigs, Ala- bama:	
For the fiscal year ending September 30, 1972	425,781.00
For the fiscal year ending September 30, 1973	447,000.00

**Section 18. BOARD OF TRUSTEES OF
JACKSONVILLE STATE UNI-
VERSITY:**

For operation and maintenance of the University:	
For the fiscal year ending September 30, 1972	3,944,000.00

For the fiscal year ending September 30, 1973	4,142,000.00
For operation and maintenance of the Nursing School and Capital Outlay	250,000.00

**Section 19. BOARD OF TRUSTEES OF
LIVINGSTON STATE UNIVERSITY:**

For operation and maintenance of the University	1,230,387.00
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**Section 20. MEDICAL SCHOLARSHIPS
BOARD:**

For Medical Scholarships at the University of Alabama Medical School. To be expended under the provisions of Act No. 278, 1965, 1st Special Session	135,000.00
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**Section 21. BOARD OF TRUSTEES OF
UNIVERSITY OF MONTEVALLO:**

For operation and maintenance of the University	2,193,514.00
For operation and maintenance of the Speech and Hearing Clinic	50,000.00

Section 22. SOCIAL SECURITY:

For State's share of Social Security, For the fiscal year ending September 30, 1972, estimated	17,000,000.00
For the fiscal year ending September 30, 1973, estimated	17,500,000.00

**Section 23. SYLACAUGA NURSES
TRAINING SCHOOL:**

For the operation and maintenance of the Nurses training school at Sylacauga	40,000.00
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**Section 24. BOARD OF TRUSTEES OF
THE UNIVERSITY OF SOUTH
ALABAMA:**

For operation and maintenance of the University	4,285,936.00
For operation and maintenance of a College of Medicine, School of Nursing and University Hospital:	
For the fiscal year ending September 30, 1972	1,670,000.00
For the fiscal year ending September 30, 1973	1,988,000.00

**Section 25. BOARD OF CONTROL OF
THE TEACHERS' RETIREMENT
SYSTEM:**

For the fiscal year ending September 30,
1972:

For the Teacher's Retirement System, Es-
timated 30,969,600.00

For the fiscal year ending September 30,
1973:

For the Teachers' Retirement System, Es-
timated 32,545,600.00

The above appropriations shall be expend-
ed in accordance with the statutes and reg-
ulations now or hereafter existing relating
to the expenditure of such Teachers' Re-
tirement Fund.

For the Teacher's Special Pension Fund:

For the fiscal year ending September 30,
1972, estimated 1,050,000.00

For the fiscal year ending September 30,
1973, estimated 950,000.00

**Section 26. STATE TENURE COM-
MISSION:**

For expense of operation 2,000.00

**Section 27. BOARD OF TRUSTEES OF
THE STATE TRAINING SCHOOL
FOR GIRLS:**

For the operation and maintenance of the
State Training School for Girls:

For the fiscal year ending September 30,
1972 338,375.00

For the fiscal year ending September 30,
1973 355,000.00

**Section 27. BOARD OF TRUSTEES OF
TROY STATE UNIVERSITY:**

For operation and maintenance of the
University 2,654,432.00

For operation and maintenance of a
School of Nursing at Troy University 200,000.00

For operation and maintenance of a
School of Nursing at St. Margaret's Hos-
pital, Montgomery, Alabama 200,000.00

For School of Nursing—Scholarships N
..... 18,000.00

**Section 28. BOARD OF TRUSTEES OF
THE UNIVERSITY OF ALABAMA:**

A. The University:

(1) For operation and maintenance.. 13,249,589.00

(2) For School of Medicine:	
For the fiscal year ending September 30, 1972	225,000.00
For the fiscal year ending September 30, 1973	450,000.00
(3) For Development of Graduate Studies	500,000.00
(4) For Emotionally Disturbed Children's Center	200,000.00
(5) For the School of Library Science	183,000.00
(6) For Public Service, Research and Extension	923,146.00
(7) Alabama Law Institute, for Library books	50,000.00
B. The University—Birmingham:	
(1) For the School of Community and Allied Health Resources	50,000.00
(2) For the School of Dentistry: For maintenance and operation	2,417,155.00
(3) For University College (College of General Studies): For operation and maintenance ..	3,371,000.00
For Cultural Arts Program	80,000.00
For Center for Labor Education and Research	130,000.00
(4) For Medical College: For maintenance and operation	5,123,777.00
(5) For the School of Nursing	362,670.00
(6) For the School of Nursing—Scholarships	13,400.00
(7) For a Loan Fund for Student Nurses	12,000.00
(8) For the School of Optometry: For maintenance and operation ..	308,065.00
(9) For the University Hospitals and Clinics: For maintenance and operation ..	1,652,637.00
(10) For Development of Graduate Studies	100,000.00
(11) For Diabetes Clinic: For maintenance and operation ..	50,000.00

C. The University—Huntsville:

(1) For operation and maintenance.....	2,619,608.00
(2) For Environmental Science Center	100,000.00
(3) For Collegiate School of Nursing	250,000.00
(4) For School of Medicine:	
For the fiscal year ending September 30, 1972	225,000.00
For the fiscal year ending September 30, 1973	450,000.00
(5) For Development of Graduate Studies	100,000.00

Section 30. VETERANS EDUCATION BENEFITS:

For reimbursement to every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which benefits are given to Veterans, their wives, widows, or children under the provision of Act No. 767, 1965 Regular Session, Estimated	500,000.00
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Section 31. SPECIAL MENTAL HEALTH FUND:

For transfer to the Special Mental Health Fund:	
For the fiscal year ending September 30, 1972	11,500,000.00
For the fiscal year ending September 30, 1973	12,500,000.00

Section 32. MARINE ENVIRONMENTAL SCIENCES CONSORTORIUM:

For maintenance and operation	100,000.00
The above appropriation shall be paid out only on the condition that H. B. 2638 of this session be enacted into law.	

Section 33. JOHN M. WILL MEMORIAL SCHOLARSHIP FOUNDATION:

1,000.00

Section 34. MONTGOMERY INSTITUTE FOR NEUROLOGICAL DEVELOPMENT

25,000.00

Section 35. The State Superintendent of Education shall make requisition on the State Comptroller in favor of the proper beneficiary in accordance with the law and rules and regulations governing the expenditure or disburse-

ment of any and all funds provided for in this Act, whereupon the Comptroller, upon the approval by the Governor, shall issue his warrant therefor; provided, that all appropriations and funds made available to the University of Montevallo, the University of Alabama, the University of South Alabama, Auburn University, the Institute for the Deaf and Blind, the Boys' Industrial School, the Alabama Industrial School at Mt. Meigs, Alabama, the State Training School for Girls, the Alabama Educational Television Commission, Teachers Retirement System, Florence State University, Jacksonville State University, Livingston State University, Troy State University and the State Social Security Board by the provisions of this Act shall be paid by request to the Comptroller made in the manner now provided by law.

Section 36. The provisions of this Act are severable. If any section, paragraph, sentence, clause, provision, or portion of this Act, or all or any portion of any appropriation or appropriations herein made, be held unconstitutional or invalid, such holding shall not affect any other section, paragraph, sentence, clause, provision, or portion of this Act, or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 37. This Act shall become effective October 1, 1971.

Mr. Gloor moved that the House concur in and adopt the Report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 1802, said report being set out in the above and foregoing Report of the Committee of Conference.

SUBSTITUTE MOTION ADOPTED

The substitute motion of Mr. Smith (P) that the House non-concur in the Committee of Conference Report on the bill, H. 1802, was adopted.

Yeas 85; Nays 18.

Yeas:

Messrs.:	Cross	Jones (E)	Roberts
Adams	Crowe	Jones (F)	St. John
Adwell	Dill	King	Slate
Agee	Doss	Kinsey	Smith (K)
Baker	Drake	Lang	Smith (P)
Barkett	Easters	Lutz	Snell
Bassett	Ellis	McBride	Stewart
Benton	Erdreich	McCluskey	Stokes
Boles	Falkenburg	McDonald	Straiton
Boutwell	Flippo	Manley	Stubbs
Bowers	Gafford	May	Taylor
Brassell	Goodwin	Merrill	Timmons
Burgess	Grainger	Mims	Turner
Callahan	Gray (F)	Naramore	Turnham
Carter	Gray (D)	Nettles	Waggoner
Casey	Hale	Owens	Wallace
Cauthen	Hardin	Parker (H)	Warren
Cherner	Harris	Parker (T)	Weeks
Chesnut	Headley	Reed (T)	Wise
Conneil	Hearn	Reid (R)	Wood
Coshatt	Hill	Reynolds	Wynot
Cottingham	Jackson		

Nays:

Mr. Speaker	Culver	McCorquodale	Robertson
Bank	Downing	Mathews	Therrell
Carnes	Edwards	Perloff	Waldrop
Collins	Fite	Pruitt	Williams
Crawford	Gloor		

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NON-CONCUR IN COMMITTEE OF CONFERENCE REPORT

The question, then, was on the motion of Mr. Smith (P), that the House non-concur in the Report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 1802, and the motion was adopted.

Yeas 84; Nays 15.

Yeas:

Messrs.:	Crowe	Jackson	Reynolds
Adams	Dill	Jones (E)	Roberts
Adwell	Doss	Jones (F)	St. John
Agee	Drake	King	Slate
Baker	Easters	Kinsey	Snell
Barkett	Edwards	Lang	Stewart
Bassett	Ellis	Lutz	Stokes
Benton	Erdreich	McBride	Straiton
Boles	Falkenburg	McDonald	Stubbs
Boutwell	Flippo	Manley	Taylor
Bowers	Gafford	May	Therrell
Brassell	Goodwin	Merrill	Timmons
Callahan	Grainger	Mims	Turner
Carter	Gray (F)	Naramore	Turnham
Casey	Grey (D)	Nettles	Waggoner
Cauthen	Hale	O'Daniel	Wallace
Cherner	Hardin	Owens	Warren
Chesnut	Harris	Parker (H)	Weeks
Connell	Headley	Parker (T)	Wise
Coshatt	Hearn	Reed (T)	Wood
Cottingham	Hill	Reid (R)	Wynot
Cross			

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Nays:

Mr. Speaker	Crawford	McCorquodale	Smith (K)
Bank	Downing	Mathews	Waldrop
Carnes	Fite	Pruitt	Williams
Collins	Gloor	Robertson	

—15

H. 1801 RESUMED

And the bill, H. 1801 with Senate amendments, having been temporarily carried over, was again taken up.

Mr. Mathews moved that the House concur in and adopt the Senate amendments to the bill, H. 1801.

SUBSTITUTE MOTION

Mr. Smith (P) offered the substitute motion that the House non-concur in the Senate amendments to the bill, H. 1801.

MOTION TO TABLE LOST

The motion of Mr. Mathews to table the substitute motion of Mr. Smith (P) was lost.

Yeas 28; Nays 73.

Yeas:

Mr. Speaker	Crawford	Gloor	Robertson
Bank	Crowe	Jones (F)	Smith (K)
Barkett	Downing	McCorquodale	Stubbs
Callahan	Drake	Mathews	Therrell
Carter	Easters	O'Daniel	Weeks
Casey	Edwards	Perloff	Williams
Collins	Fite	Pruitt	Wood

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Nays:

Messrs.:	Doss	Lang	Roberts
Adams	Ellis	Lutz	St. John
Agee	Erdreich	McBride	Slate
Baker	Falkenburg	McCluskey	Smith (P)
Bassett	Flippo	McDonald	Snell
Benton	Gafford	Manley	Stewart
Boles	Goodwin	May	Stokes
Boutwell	Grainger	Meeks	Straiton
Brassell	Gray (F)	Merrill	Taylor
Burgess	Hale	Mims	Timmons
Carnes	Hardin	Naramore	Turner
Cauthen	Harris	Nettles	Turnham
Cherner	Headley	Owens	Waggoner
Chesnut	Hearn	Parker (H)	Waldrop
Connell	Hill	Parker (T)	Wallace
Coshatt	Jackson	Reed (T)	Warren
Cottingham	Jones (E)	Reid (R)	Wise
Cross	King	Reynolds	Wynot
Dill	Kinsey		

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The question, then, was on the substitute motion offered by Mr. Smith (P), and the substitute motion was adopted.

Yeas 78; Nays 24.

Yeas:

Messrs.:	Coshatt	Hale	May
Adams	Cottingham	Hardin	Meeks
Adwell	Cross	Harris	Merrill
Agee	Dill	Headley	Mims
Baker	Doss	Hearn	Naramore
Bassett	Drake	Hill	Nettles
Benton	Edwards	Jackson	Owens
Boles	Ellis	Jones (E)	Parker (H)
Boutwell	Erdreich	King	Parker (T)
Brassell	Falkenburg	Kinsey	Reed (T)
Burgess	Flippo	Lang	Reid (R)
Carnes	Gafford	Lutz	Reynolds
Cauthen	Goodwin	McBride	Roberts
Cherner	Grainger	McCluskey	Robertson
Chesnut	Gray (F)	McDonald	St. John
Connell	Grey (D)	Manley	Slate

Smith (P)	Straiton	Turnham	Warren
Snell	Taylor	Waggoner	Wise
Stewart	Timmons	Waldrop	Wynot
Stokes	Turner	Wallace	

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Nays:

Mr. Speaker	Crawford	Jones (F)	Smith (K)
Barkett	Crowe	McCorquodale	Stubbs
Callahan	Downing	Mathews	Therrell
Carter	Easters	O'Daniel	Weeks
Casey	Fite	Perloff	Williams
Collins	Gloor	Pruitt	Wood

—24

On motion of Mr. Smith (P), the House non-concurred in the Senate amendments to the bill, H. 1801.

Yeas 78; Nays 22.

Yeas:

Messrs.:	Dill	King	Roberts
Adams	Doss	Kinsey	Robertson
Adwell	Edwards	Lang	St. John
Agee	Ellis	Lutz	Slate
Baker	Erdreich	McBride	Smith (P)
Bassett	Falkenburg	McCluskey	Snell
Benton	Flippo	McDonald	Stewart
Boles	Gafford	Manley	Stokes
Boutwell	Goodwin	May	Straiton
Brassell	Grainger	Meeks	Taylor
Burgess	Gray (F)	Merrill	Timmons
Carnes	Grey (D)	Mims	Turner
Carter	Hale	Naramore	Turnham
Cauthen	Hardin	Nettles	Waggoner
Cherner	Harris	Owens	Waldrop
Chesnut	Headley	Parker (H)	Wallace
Connell	Hearn	Parker (T)	Warren
Coshatt	Hill	Reed (T)	Wise
Cottingham	Jackson	Reid (R)	Wynot
Cross	Jones (E)	Reynolds	

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Nays:

Mr. Speaker	Crowe	Jones (F)	Smith (K)
Barkett	Downing	McCorquodale	Therrell
Callahan	Drake	O'Daniel	Weeks
Casey	Easters	Perloff	Williams
Collins	Fite	Pruitt	Wood
Crawford	Gloor		

—22

On motion of Mr. Smith (P), a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendments to the bill, H. 1801.

The Speaker of the House named as the Committee of Conference on the part of the House Messrs. Smith (P), McCorquodale and Mathews.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has reconsidered the Bill:

H. 360. To provide for the legal possession of certain quantities of state tax-paid alcoholic beverages for private use in any county of this State; providing penalties for violations.

And said Bill, H. B. 360, was again read at length and passed, the Governor's objections to the contrary notwithstanding, by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 22; Nays 13.

And said Bill, H. B. 360, together with the Governor's Message containing his objections, is herewith returned to the House.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 260. Naming S. B. 159 the O'Bannon Bill.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has concurred in and adopted the following House Joint Resolution:

H. J. R. 217. PROVIDING FOR THE CONTINUATION OF THE JOINT COMMITTEE ESTABLISHED BY S. J. R. 97, Act No. 382, APPROVED September 5, 1967, and CONTINUED BY S. J. R. 101, Act No. 1046 APPROVED September 12, 1969, TO STUDY THE PROBLEMS OF INTERSTATE and INTRASTATE HIGHWAY SAFETY GENERALLY.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Collins, the House concurred in and adopted the Senate amendment to the resolution, H. J. R. 217, said Senate amendment being as follows:

At the organizational meeting officers will be elected from the membership of the Committee.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the House Bill:

H. 1801. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

And the President and Presiding Officer of the Senate has appointed as Committee on part of the Senate Messrs. Wilson, Fine and Foshee.

McDOWELL LEE,
Secretary.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 360. To provide for the legal possession of certain quantities of state tax-paid alcoholic beverages for private use in any county of this State; providing penalties for violations.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON
ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 790. Authorizing a special referendum to determine the classification of counties as wet or dry counties, which would provide a series of special rules governing the sale of alcoholic beverages in wet counties in addition to those provided in the general law.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

I am directed by the Senate to return to the House the bill, H. 161, for further consideration, and said bill:

H. 161. To establish a code of ethics for governmental affairs in the State of Alabama for elected state officials, members of the Legislature, members of boards and commissions, employees, and other persons; to establish the Alabama Board of Ethics for State Elected Officials and fix its powers and duties in connection with said code with respect to elected state officials and members of the Legislature; to establish the Alabama Commission on Governmental Ethics and fix its powers and duties in connection with said code with respect to state employees and members of boards and commissions; and to authorize and direct the State Personnel Department to provide investigative and administrative services for the said Commission and Board in connection with said code, to provide prescriptive periods with respect thereto; and to provide civil and criminal penalties in connection with certain violations hereof.

together with the amendment proposed by His Excellency, the Governor, is herewith returned to the House.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2786. Relating to counties having populations of not less than 50,000 nor more than 52,000; levying a privilege, license, or excise tax on the sale, distribution, storage, use or other consumption of cigarettes and cigars in such counties; providing for the collection and enforcement of the tax, and appropriating the proceeds therefrom.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. St. John, the House concurred in and adopted the Senate amendments to the bill, H. 2786, said Senate amendments being as follows:

Amend House Bill 2786 as amended by striking subsection (b) of Section 2, and by deleting the words "and on each cigar," "and cigars," and "or cigars" wherever they appear in said bill.

Further amend by adding the following sentence at the end of Section 7: "One-half of said proceeds are to be used exclusively for capital improvements and equipment at the Cullman County Hospital."

Further amend by deleting the words "October 1, 1971" as they appear in Section 11 and substituting in lieu thereof the words "December 1, 1971."

Further amend House Bill 2786 as amended by changing the figure "52,000" where it appears in the caption of the bill and also in Section 1 be changed to read "52,500."

Yeas 76; Nays 0.

Yeas:

Mr. Speaker	Drake	King	Robertson
Adams	Easters	Kinsey	St. John
Agee	Edwards	Lang	Slate
Barkett	Ellis	Lutz	Smith (K)
Bassett	Erdreich	McBride	Smith (P)
Benton	Falkenburg	McCluskey	Snell
Boles	Fite	McCorquodale	Stewart
Boutwell	Flippo	McDonald	Stokes
Carnes	Gafford	Manley	Straiton
Carter	Goodwin	Mims	Stubbs
Casey	Grainger	Naramore	Taylor
Cauthen	Gray (F)	O'Daniel	Therrell
Cherner	Grey (D)	Owens	Timmons
Chesnut	Hardin	Parker (T)	Turnham
Collins	Harris	Perloff	Wallace
Connell	Headley	Reed (T)	Williams
Crawford	Hill	Reid (R)	Wise
Doss	Jones (E)	Reynolds	Wood
Downing	Jones (F)	Roberts	Wynot

—76

And the bill, H. 2786, as thus amended by the Senate amendments:

Relating to counties having populations of not less than 50,000 nor more than 52,500; levying a privilege, license, or excise tax on the sale, distribution, storage, use, or other consumption of cigarettes in such counties; providing for the collection and enforcement of the tax, and appropriating the proceeds therefrom.

Was again read at length and passed.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Boutwell	Connell	Drake
Adams	Carnes	Coshatt	Easters
Agee	Carter	Crawford	Edwards
Bank	Casey	Cross	Ellis
Barkett	Cauthen	Crowe	Erdreich
Bassett	Cherner	Dill	Falkenburg
Benton	Chesnut	Doss	Fite
Boles	Collins	Downing	Flippo

Gafford	Kinsey	Reed (T)	Stubbs
Gloor	Lang	Reid (R)	Taylor
Goodwin	Lutz	Reynolds	Therrell
Grainger	McBride	Roberts	Timmons
Gray (F)	McCluskey	Robertson	Turner
Grey (D)	McCorquodale	St. John	Turnham
Hardin	Naramore	Slate	Waggoner
Harris	Nettles	Smith (K)	Waldrop
Headley	O'Daniel	Smith (P)	Wallace
Hill	Parker (H)	Snell	Williams
Hobbie	Parker (T)	Stewart	Wise
Jones (E)	Perloff	Stokes	Wood
Jones (F)	Pruitt	Straiton	Wynot
King			

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the Executive amendment to the Bill:

H. 437. To provide for a comprehensive land management and use program in flood-prone areas of this state so as to make flood insurance available under the National Flood Insurance Act of 1968; to declare the public need for such program; to define terms; to authorize.

The county governing body in each county to prescribe criteria for land management and use in such areas, including control measures, subdivision planning requirements, building and health code requirements; to require certain permits prior to commencing construction; and to prescribe penalties for violations.

by a majority of the whole number elected to the Senate, said vote being Yeas 25, Nays 0.

And said Bill, H. B. 437, as amended by the Executive amendment, was again read at length and passed by a majority of the whole number elected to the Senate, said vote being Yeas 25, Nays 0.

And said Bill, H. B. 437, together with the Executive amendment, is herewith returned to the House.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has passed the following House Bill and returns same herewith to the House:

H. 2067. To further amend Section 3 of Act No. 574 of the 1963 Regular Session of the Legislature of Alabama, approved September 16, 1963, entitled "To provide further for assistance to blind persons" as heretofore amended.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Ellis, the House concurred in and adopted the Senate amendment to the bill, H. 2067, said Senate amendment being as follows:

House Bill 2067 which amends Section 3 of Act No. 574 of the 1963 Regular Session of the Alabama Legislature approved September 16, 1963 (1963 Acts, p. 1195) is hereby amended by adding the following paragraph to the end of said Section 3:

Provided, however, that the increase in the State funds used to match federal funds to pay the increase in benefits provided by this amended section shall in no event exceed \$264,000.00 during each of the fiscal years ending September 30, 1972 and September 30, 1973.

Yeas 89; Nays 0.

Yeas:

Mr. Speaker	Downing	Kinsey	St. John
Adams	Easters	Lang	Slate
Adwell	Edwards	Lutz	Smith (K)
Agee	Ellis	McBride	Smith (P)
Bank	Erdreich	McCluskey	Snell
Barkett	Falkenburg	McCorquodale	Stewart
Bassett	Fite	May	Stokes
Benton	Flippo	Merrill	Straiton
Boles	Gafford	Mims	Stubbs
Boutwell	Gloor	Naramore	Taylor
Carnes	Goodwin	Nettles	Therrell
Carter	Grainger	O'Daniel	Timmons
Casey	Gray (F)	Owens	Turner
Cauthen	Grey (D)	Parker (H)	Turnham
Cherner	Hardin	Parker (T)	Waggoner
Chesnut	Harris	Perloff	Waldrop
Collins	Headley	Pruitt	Wallace
Coshatt	Hill	Reed (T)	Warren
Cottingham	Jackson	Reid (R)	Williams
Crawford	Jones (E)	Reynolds	Wise
Cross	Jones (F)	Roberts	Wood
Dill	King	Robertson	Wynot
Doss			

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And the bill, H. 2067, as amended by the Senate amendment, was again read at length and passed.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Carter	Downing	Gray (F)
Adams	Casey	Easters	Grey (D)
Adwell	Cauthen	Edwards	Hardin
Agee	Chesnut	Ellis	Harris
Baker	Collins	Erdreich	Headley
Bank	Coshatt	Falkenburg	Hill
Barkett	Cottingham	Fite	Jackson
Bassett	Crawford	Flippo	Jones (E)
Benton	Cross	Gafford	Jones (F)
Boles	Crowe	Gloor	King
Boutwell	Dill	Goodwin	Kinsey
Carnes	Doss	Grainger	Lang

Lutz	O'Daniel	St. John	Therrell
McBride	Parker (H)	Slate	Timmons
McCluskey	Parker (T)	Smith (K)	Turner
McCorquodale	Perloff	Smith (P)	Turnham
Manley	Pruitt	Snell	Waggoner
May	Reed (T)	Stewart	Waldrop
Merrill	Reid (R)	Stokes	Wallace
Mims	Reynolds	Straiton	Warren
Naramore	Roberts	Stubbs	Wise
Nettles	Robertson	Taylor	Wynot

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MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning House Bill Number 2704 without the Governor's signature and approval and with a suggested Executive Amendment.

Respectfully Submitted,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 22nd day of September, 1971.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill Number 2704 without my signature and approval and with the following suggested Executive Amendment.

It is suggested the Title to House Bill Number 2704 be amended to include therein members of the Board of Registrars and the members of the Board of Equalization immediately after the words "Jury Commission".

It is further suggested that Section I of House Bill Number 2704 be amended by adding thereto the members of the Board of Registrars and the members of the Board of Equalization immediately after the words "Jury Commission".

It is further suggested that Section II of House Bill Number 2704 be amended to read as follows:

Each member of the Jury Commission, Board of Registrars, and Board of Equalization of any county having a population of not less than 22,000 nor more than 22,500, according to the most recent federal decennial census, shall be paid the sum of fifteen (\$15.00) per day for the time actually engaged in the discharge of his duties as a member thereof, to be paid out of the county treasury upon the warrant drawn by the judge of probate of the county; but the compensation of each member of the Jury Commission, Board of Registrars and Board of Equalization shall not exceed the sum of

seven hundred fifty dollars (\$750.00) for any one year of his term. Such warrants shall be issued by the judge of probate upon evidence satisfactory to him that such service has been rendered.

The adoption of the above suggested Executive Amendment will remove my objection to this Bill.

Respectfully,
GEORGE C. WALLACE,
 Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Hardin, the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, H. 2704, said Governor's amendment being set out in the above and foregoing Message from the Governor.

Yeas 83; Nays 0.

Yeas:

Mr. Speaker	Dill	Jones (F)	Robertson
Adams	Doss	King	Slate
Agee	Downing	Kinsey	Smith (K)
Baker	Drake	Lang	Smith (P)
Bank	Easters	Lutz	Snell
Barkett	Edwards	McCluskey	Stokes
Bassett	Erdreich	Manley	Straiton
Benton	Falkenburg	May	Stubbs
Boles	Fite	Merrill	Taylor
Boutwell	Flippo	Mims	Therrell
Callahan	Gafford	Naramore	Timmons
Carnes	Goodwin	Nettles	Turner
Carter	Grainger	O'Daniel	Turnham
Casey	Gray (F)	Owens	Waldrop
Cauthen	Grey (D)	Parker (H)	Wallace
Chesnut	Hale	Parker (T)	Warren
Collins	Hardin	Perloff	Williams
Connell	Harris	Pruitt	Wise
Cottingham	Headley	Reed (T)	Wood
Crawford	Hill	Reynolds	Wynot
Cross	Jackson	Roberts	

—83

Which was a majority of the whole number elected to the House.

And the bill:

H. 2704. To amend the title and Section 1 of Act No. 764, H. 1463, Regular Session 1961 (Acts 1961, p. 1091), which Act provides further for the compensation of members of the jury commission in counties having populations of not less than 22,000 nor more than 22,500, according to the most recent federal decennial census.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 85; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Barkett
Adams	Agee	Bank	Bassett

Benton	Erdreich	McBride	Slate
Boles	Falkenburg	McCluskey	Smith (K)
Boutwell	Fite	Manley	Smith (P)
Callahan	Flippo	May	Snell
Carnes	Gafford	Merrill	Stokes
Carter	Goodwin	Mims	Straiton
Casey	Grainger	Naramore	Stubbs
Cauthen	Gray (F)	Nettles	Taylor
Chesnut	Gray (D)	O'Daniel	Therrell
Collins	Hale	Owens	Timmons
Connell	Hardin	Parker (H)	Turner
Cottingham	Headley	Parker (T)	Turnham
Crawford	Hill	Perloff	Waldrop
Cross	Jackson	Pruitt	Wallace
Dill	Jones (F)	Reed (T)	Warren
Doss	King	Reid (R)	Williams
Downing	Kinsey	Reynolds	Wise
Drake	Lang	Roberts	Wood
Easters	Lutz	Robertson	Wynot
Edwards			

—85

Which was a majority of the whole number elected to the House.

H. 990 RECONSIDERED

Having voted on the prevailing side, Mr. St. John moved to reconsider the vote by which a Committee of Conference was requested on the disagreement of the two Houses on the Senate amendment to the bill, H. 990.

And the motion was adopted.

COMMITTEE OF CONFERENCE DISCHARGED

On motion of Mr. St. John, the Committee of Conference was discharged.

SENATE AMENDMENT LOST

The motion of Mr. St. John that the House concur in and adopt the Senate amendment to the bill, H. 990, was lost.

Yeas 38; Nays 45.

Yeas:

Mr. Speaker	Connell	Fite	Robertson
Adams	Crawford	Hale	Snell
Adwell	Cross	Headley	Stubbs
Bank	Crowe	Jackson	Turner
Barkett	Doss	McCluskey	Turnham
Bowers	Downing	May	Waldrop
Brassell	Drake	Nettles	Wise
Carter	Easters	O'Daniel	Wood
Casey	Ellis	Reynolds	Wynot
Cherner	Falkenburg		

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Nays:

Messrs.:	Baker	Benton	Boutwell
Agee	Bassett	Boles	Callahan

Carnes	Goodwin	McCorquodale	Roberts
Cauthen	Grainger	McDonald	St. John
Chesnut	Hardin	Meeks	Slate
Collins	Harris	Merrill	Stewart
Cottingham	Hill	Naramore	Stokes
Dill	Jones (F)	Owens	Straiton
Erdreich	Kinsey	Parker (H)	Taylor
Flippo	Lang	Pruitt	Timmons
Gafford	Lutz	Reid (R)	Wallace
Gloor	McBride		

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MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the Motion in Writing by Mr. Dominick, to-wit:

Motion in Writing relative to Joint Rules 6 and 7.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the Motion in Writing by Mr. Dominick, to-wit:

Motion in Writing adding a new Joint Rule relative to a synopsis of each bill.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the Motion in Writing by Mr. Dominick, to-wit:

Motion in Writing amending Joint Rule 4.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has received the accompanying Message from His Excellency, the Governor, proposing an amendment to the Bill:

S. 343. To provide for the issuance of special license tags to members of the Alabama Jaycees.

said Governor's Message being in words and figures as follows, to-wit:

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a Message from the Governor returning Senate Bill 343 without the Governor's signature and approval and with a suggested Executive Amendment.

RESPECTFULLY SUBMITTED,

HARRY L. PENNINGTON,
Executive Secretary.

Done this 22nd day of September, 1971

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, Senate Bill Number 343 without my signature and approval and with the following suggested Executive Amendment.

It is suggested that Section I be amended as follows:

Owners of motor vehicles who are residents of the State of Alabama, and who are valid, active members of the Alabama Jaycees and Citizen's Band Radio Operators, upon application, accompanied by proof of membership in the Alabama Jaycees as evidenced by membership in any local Alabama Jaycee Club, and Citizen's Band Radio Operator, duly licensed by the Federal Communications Commission, complying with the State Motor Vehicle Laws relating to registration and licensing of motor vehicles, and upon the regular license fee as provided by law for one (1) private or pleasure motor vehicle, upon which, in lieu of the county-designator numeral or numerals, as prescribed by law, shall be inscribed the letters "JC", and as to the Citizen's Band Radio Operators shall be issued license plates, in lieu of the county-designator numeral or numerals, as prescribed by law, shall be inscribed the official Amateur Radio Station or Citizen's Band Radio call letters of such applicant as assigned by the Federal Communications Commission.

It is further suggested that Section II be amended to read as follows:

The distinctive license plates here provided for shall be prepared by the Commissioner of Revenue and shall be issued to the maximum amount of 22,000 for the State of Alabama as a whole through the Judge of Probate or License Commissioner of the several counties of the State in like manner as are other motor vehicle license plates or tags and such officers shall be entitled to their regular fees for such service.

The adoption of the above suggested Executive Amendment will remove my objection to this Bill.

RESPECTFULLY,
GEORGE C. WALLACE,
Governor.

And the Senate has concurred in and adopted the amendment proposed by His Excellency, the Governor, to the Bill, S. B. 343 by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 28, Nays 0.

And said Bill, as amended by the Executive Amendment, was again read at length and passed by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas 28, Nays 0.

And said Bill, S. B. 343, together with the Executive Amendment, is herewith sent to the House for its consideration.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Doss, the House concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, S. 343, said Governor's amendment being set out in the above and foregoing Message from the Senate.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Cross	Jones (F)	Roberts
Adams	Crowe	King	St. John
Adwell	Dill	Lang	Slate
Agee	Doss	Lutz	Smith (K)
Baker	Downing	McBride	Smith (P)
Bank	Drake	McCluskey	Stewart
Barkett	Easters	McCorquodale	Stokes
Bassett	Edwards	McDonald	Straiton
Boles	Erdreich	Manley	Stubbs
Boutwell	Falkenburg	Meeks	Taylor
Bowers	Fite	Merrill	Therrell
Brassell	Flippo	Mims	Timmons
Callahan	Gafford	Naramore	Turner
Carnes	Gloor	Nettles	Turnham
Carter	Goodwin	O'Daniel	Waggoner
Casey	Grainger	Owens	Waldrop
Cherner	Gray (F)	Parker (H)	Wallace
Chesnut	Grey (D)	Parker (T)	Warren
Collins	Hale	Perloff	Williams
Connell	Harris	Pruitt	Wise
Cottingham	Headley	Reid (R)	Wood
Crawford	Hill	Reynolds	Wynot

—88

Which was a majority of the whole number elected to the House.

And the bill:

S. 343. To provide for the issuance of special license tags to members of the Alabama Jaycees.

As amended by the amendment proposed by His Excellency, the Governor, was again read at length and passed.

Yeas 89; Nays 1.

Yeas:

Mr. Speaker	Crowe	Jones (F)	Reid (R)
Adams	Dill	King	Reynolds
Adwell	Doss	Lang	Roberts
Agee	Downing	Lutz	St. John
Baker	Easters	McBride	Smith (K)
Bank	Edwards	McCluskey	Smith (P)
Barkett	Erdreich	McCorquodale	Stokes
Bassett	Falkenburg	McDonald	Straiton
Boles	Fite	Manley	Stubbs
Boutwell	Flippo	May	Taylor
Brassell	Gafford	Meeks	Therrell
Callahan	Gloor	Merrill	Timmons
Carnes	Goodwin	Mims	Turner
Carter	Grainger	Naramore	Turnham
Casey	Gray (F)	Nettles	Waggoner
Cauthen	Grey (D)	O'Daniel	Waldrop
Cherner	Hale	Owens	Wallace
Chesnut	Hardin	Parker (H)	Warren
Collins	Harris	Parker (T)	Williams
Connell	Headley	Perloff	Wise
Cottingham	Hill	Pruitt	Wood
Crawford	Jackson	Reed (T)	Wynot
Cross			

—89

Nay: Mr. Slate.

—1

Which was a majority of the whole number elected to the House.

RECONSIDERATION OF SENATE BILLS

The motion of Mr. Doss to reconsider the vote by which the bills, S. 545, S. 546, S. 547, S. 548 and S. 549, were passed, was adopted.

And on motion of Mr. Doss, the Clerk of the House was directed to request the Senate to return to the House the bills, S. 545, S. 546, S. 547, S. 548 and S. 549, for further consideration.

RULES SUSPENDED

The motion of Mr. Drake to suspend the rules in order to take up out of order the bill, S. 390, was adopted.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Callahan	Cross	Fite
Adams	Carnes	Crowe	Flippo
Adwell	Carter	Dill	Gafford
Agee	Casey	Doss	Goodwin
Baker	Cauthen	Downing	Grainger
Bank	Cherner	Drake	Gray (F)
Barkett	Chesnut	Easters	Grey (D)
Bassett	Collins	Edwards	Hale
Boles	Connell	Ellis	Hardin
Boutwell	Cottingham	Erdreich	Harris
Brassell	Crawford	Falkenburg	Headley

Hill	Merrill	Roberts	Turnham
Jackson	Naramore	St. John	Waggoner
Jones (F)	Nettles	Smith (K)	Wallace
King	O'Daniel	Smith (P)	Warren
Lang	Owens	Stokes	Williams
Lutz	Parker (T)	Straiton	Wise
McBride	Perloff	Stubbs	Wood
McCluskey	Reid (R)	Therrell	Wynot
Manley	Reynolds	Turner	

—79

And the bill:

S. 390. To prescribe a rule to apply in the circuit and inferior courts in all suits of a civil nature, at law or in equity, when a jury trial is not demanded and a plea in abatement based on improper venue has been filed.

Was read a third time at length and passed.

Yeas 88; Nays 0.

Yeas:

Mr. Speaker	Crawford	Headley	Pruitt
Adwell	Cross	Hill	Reed (T)
Agee	Crowe	Jackson	Reid (R)
Baker	Dill	Jones (F)	Reynolds
Bank	Doss	King	Roberts
Barkett	Downing	Kinsey	St. John
Bassett	Drake	Lang	Smith (K)
Benton	Easters	Lutz	Smith (P)
Boles	Edwards	McBride	Stokes
Boutwell	Ellis	McCluskey	Straiton
Bowers	Erdreich	McCorquodale	Stubbs
Brassell	Falkenburg	Manley	Taylor
Callahan	Fite	Meeks	Therrell
Carnes	Flipppo	Merrill	Timmons
Carter	Gafford	Mims	Turner
Casey	Goodwin	Naramore	Turnham
Cauthen	Grainger	Nettles	Waldrop
Cherner	Gray (F)	O'Daniel	Wallace
Chesnut	Grey (D)	Owens	Warren
Collins	Hale	Parker (H)	Wise
Connell	Hardin	Parker (T)	Wood
Cottingham	Harris	Perloff	Wynot

—88

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has amended as therein shown and, as amended, has concurred in and adopted the following House Joint Resolution and returns same herewith to the House:

H. J. R. 237. To authorize the quarterly payment of certain motor vehicle license fees.

McDOWELL LEE,
Secretary.

SENATE MESSAGE

On motion of Mr. Hobbie, the House concurred in and adopted the Senate substitute to the resolution, H. J. R. 237, said Senate substitute being as follows:

TO AUTHORIZE THE QUARTERLY PAYMENT OF CERTAIN MOTOR VEHICLE LICENSE FEES.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the Governor of Alabama is hereby authorized to order and direct the Commissioner of the State Department of Revenue to allow the payment of all motor vehicle license taxes and registration fees of \$400 or more levied under authority of House Bill 47 of the 1971 Regular Session of the Legislature in equal quarterly installments.

BE IT FURTHER RESOLVED That upon receipt of the Governor's order, the Commissioner of the State Department of Revenue shall promulgate the necessary rules, regulations and procedures to implement the payment of such taxes and fees in quarterly installments and which deferred installments shall be paid directly to the State Department of Revenue. Such procedures shall be administered by the Commissioner of the State Department of Revenue, it being the intent of this resolution that the Probate Judge shall have no responsibility for the collection of any deferred installments.

BE IT FURTHER RESOLVED That a surety shall be required to insure the prompt payment of any deferred installments allowed hereunder.

REPORT OF COMMITTEE ON CONFERENCE

We, your Committee on Conference, appointed on the disagreement of the two houses on the Senate substitute as amended to House Bill 1801 beg leave to report as follows:

(1) We recommend that the Senate and the House adopt the attached amendments to the substitute for House Bill 1801 as amended.

Conferees on the part of the House.

CHARLES T. MATHEWS,
Chairman.
JOE McCORQUODALE, JR.,
PHILLIP H. SMITH.

Conferees on the part of the Senate.

ROBERT T. WILSON,
JOE FINE,
E. C. FOSHEE.

Amend the Substitute for House Bill 1801 as amended by adding at the end of Section III, E on page 36 of said bill the following:

“(57) For the purchase of copies of the Alabama Code:

For the fiscal year ending 9-30-72 74,000.00”

Amend Substitute for H. B. 1801 by deleting the whole of Section 13 (f) on page 52 thereof and inserting in lieu thereof the following: Further amend the bill by adding at the end of Section 13 (f) (1) the following:

(f) Water Safety Division:

(1) For the fiscal year ending September 30, 1972:

For salaries	420,000.00
For other expenses	145,000.00
For equipment purchases	161,500.00
For automotive equipment purchases	50,000.00
For transfer to Conservation Department—Administrative Account	41,698.00

Total	818,198.00
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For the fiscal year ending September 30, 1973:

For salaries	388,500.00
For other expenses	145,000.00
For equipment purchases	51,500.00
For automotive equipment purchases	50,000.00
For transfer to Conservation Department—Administration Account	41,698.00

Total	676,698.00
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The funds hereinabove appropriated to the Water Safety Division shall be paid out of the State Water Safety Fund.

(2) Water Safety Division:

For the fiscal year ending September 30, 1972:

For other salaries	88,000.00
For other expenses	90,000.00
For equipment purchases	36,000.00
For automotive equipment purchases	36,000.00

Total	250,000.00
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For the fiscal year ending September 30, 1973:

For other salaries	108,000.00
For other expenses	111,000.00
For equipment purchases	28,000.00
For automotive equipment purchases	26,000.00

Total	273,000.00
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The above appropriations shall be paid from the Water Safety Division fund conditional upon the passage and approval of H. B. 1244, 1971 Regular Session of the Legislature.

COMMITTEE OF CONFERENCE REPORT ON H. 1801

Mr. Mathews moved that the House concur in and adopt the Report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. 1801, said report being set out in the above and foregoing Report of the Committee of Conference.

SUBSTITUTE MOTION OFFERED

Mr. Smith (P) offered the substitute motion that the House non-concur in the Report of the Committee of Conference on the bill, H. 1801.

MOTION TO TABLE LOST

The motion of Mr. Cherner to table the substitute motion of Mr. Smith (P) was lost.

Yeas 45; Nays 52.

Yeas:

Mr. Speaker	Connell	Gafford	O'Daniel
Adwell	Crawford	Gloor	Owens
Agee	Crowe	Grainger	Robertson
Bank	Doss	Hobbie	Smith (K)
Barkett	Downing	Jackson	Therrell
Bowers	Drake	Jones (F)	Waggoner
Callahan	Easters	King	Waldrop
Carnes	Edwards	Lang	Williams
Carter	Erdreich	McCorquodale	Wise
Casey	Falkenburg	Mathews	Wood
Cherner	Fite	Merrill	Wynot
Collins			

—45

Nays:

Messrs.:	Ellis	McBride	Reynolds
Adams	Flippo	McDonald	Roberts
Baker	Goodwin	Manley	St. John
Bassett	Gray (F)	May	Slate
Benton	Grey (D)	Meeks	Snell
Boles	Hale	Mims	Stokes
Boutwell	Hardin	Naramore	Straiton
Brassell	Harris	Nettles	Taylor
Cauthen	Headley	Parker (H)	Timmons
Chesnut	Hill	Parker (T)	Turner
Coshatt	Jones (E)	Pruitt	Turnham
Cottingham	Kinsey	Reed (T)	Wallace
Cross	Lutz	Reid (R)	Warren
Dill			

—52

SUBSTITUTE MOTION ADOPTED

The question, then, was on the substitute motion offered by Mr. Smith (P) that the House non-concur in the Report of the Committee of Conference on the bill, H. 1801, and the substitute motion was adopted.

Yeas 58; Nays 43.

Yeas:

Messrs.:	Agee	Benton	Boutwell
Adams	Baker	Boles	Cauthen

Chesnut	Hale	May	Snell
Connell	Harris	Meeks	Stewart
Coshatt	Headley	Mims	Stokes
Cottingham	Hill	Naramore	Straiton
Cross	Jackson	Nettles	Taylor
Dill	Jones (E)	Owens	Timmons
Drake	King	Parker (T)	Turner
Ellis	Kinsey	Reed (T)	Turnham
Flippo	Lang	Reid (R)	Waggoner
Goodwin	Lutz	Reynolds	Wallace
Grainger	McBride	Roberts	Warren
Gray (F)	McDonald	St. John	Wise
Gray (D)	Manley	Smith (P)	

—58

Nays:

Mr. Speaker	Casey	Fite	Perloff
Adwell	Cherner	Gafford	Robertson
Bank	Collins	Gloor	Slate
Barkett	Crawford	Hardin	Smith (K)
Bassett	Crowe	Hobbie	Stubbs
Bowers	Doss	Jones (F)	Therrell
Brassell	Downing	McCluskey	Waldrop
Burgess	Easters	McCorquodale	Williams
Callahan	Edwards	Mathews	Wood
Carnes	Erdreich	Merrill	Wynot
Carter	Falkenburg	O'Daniel	

—43

RESOLUTION

The following resolution was introduced:

By Mr. Gloor:

H. J. R. 263. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA BOTH HOUSES CONCURRING, That the Legislature now adjourn, sine die.

The motion of Mr. Gloor to suspend the rules in order to bring up for immediate consideration the above and foregoing resolution was lost.

Yeas 9; Nays 86.

Yeas:

Mr. Speaker	Easters	Gloor	Snell
Adams	Fite	Jackson	Stokes
Downing			

—9

Nays:

Messrs.:	Boutwell	Cherner	Dill
Adwell	Bowers	Chesnut	Doss
Agee	Brassell	Collins	Edwards
Baker	Burgess	Connell	Ellis
Bank	Callahan	Coshatt	Erdreich
Barkett	Carnes	Cottingham	Falkenburg
Bassett	Carter	Crawford	Flippo
Benton	Casey	Cross	Gafford
Boles	Cauthen	Crowe	Goodwin

Grainger	Lang	Parker (H)	Taylor
Gray (F)	Lutz	Parker (T)	Therrell
Grey (D)	McBride	Perloff	Timmons
Hale	McCluskey	Reed (T)	Turner
Hardin	McCorquodale	Reid (R)	Turnham
Harris	McDonald	Reynolds	Waggoner
Headley	May	Roberts	Waldrop
Hill	Meeks	Robertson	Wallace
Hobbie	Mims	St. John	Warren
Jones (E)	Naramore	Slate	Wise
Jones (F)	Nettles	Smith (P)	Wood
King	O'Daniel	Straiton	Wynot
Kinsey	Owens	Stubbs	

—86

S. 545 RECONSIDERED

The motion of Mr. Doss to reconsider the bill, S. 545, was adopted.

And the bill:

S. 545. To amend Section VII of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to strengthen abatement and prevention of water pollution; and so as to prescribe procedures to be followed in the event an operator uses explosives in a surface mining operation; so as to strengthen grading requirements of affected land.

Was again taken up.

AMENDMENT TABLED

On motion of Mr. Doss, his amendment to the bill, S. 545, previously adopted, was tabled.

Yeas 79; Nays 0.

Yeas:

Mr. Speaker	Casey	Falkenburg	McBride
Adams	Cauthen	Flippo	McCluskey
Adwell	Cherner	Goodwin	McDonald
Agee	Chesnut	Grainger	Manley
Baker	Connell	Grey (D)	May
Bank	Cottingham	Hale	Meeks
Barkett	Cross	Hardin	Mims
Bassett	Crowe	Harris	Naramore
Benton	Dill	Headley	Nettles
Boles	Doss	Hill	O'Daniel
Boutwell	Downing	Jones (E)	Owens
Burgess	Easters	King	Parker (H)
Callahan	Edwards	Kinsey	Parker (T)
Carnes	Ellis	Lang	Perloff
Carter	Erdreich	Lutz	Pruitt

Reid (R)	Smith (P)	Turner	Warren
Reynolds	Stewart	Turnham	Williams
St. John	Straiton	Waggoner	Wise
Slate	Taylor	Waldrop	Wynot
Smith (K)	Timmons	Wallace	

—79

And the bill, S. 545, was again read a third time at length and passed.

Yeas 73; Nays 0.

Yeas:

Mr. Speaker	Cross	Hill	Pruitt
Adwell	Crowe	King	Reid (R)
Agee	Dill	Kinsey	Reynolds
Baker	Doss	Lang	Roberts
Bank	Downing	Lutz	St. John
Bassett	Edwards	McBride	Slate
Benton	Ellis	McCluskey	Smith (K)
Boles	Erdreich	McDonald	Smith (P)
Boutwell	Falkenburg	Manley	Stewart
Burgess	Flippo	May	Straiton
Callahan	Gloor	Meeks	Taylor
Carnes	Goodwin	Mims	Timmons
Carter	Grainger	Naramore	Turner
Casey	Grey (D)	Nettles	Turnham
Cauthen	Hale	Owens	Waggoner
Cherner	Hardin	Parker (H)	Wallace
Chesnut	Harris	Parker (T)	Warren
Coshatt	Headley	Perloff	Williams
Cottingham			

—73

S. 546 RECONSIDERED

The motion of Mr. Doss to reconsider the bill, S. 546, was adopted.

And the bill:

S. 546. To amend Section VIII of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to specify additional duties of the inspectors.

Was again taken up.

AMENDMENT TABLED

On motion of Mr. Doss, his amendment to the bill, S. 546, previously adopted, was tabled.

Yeas 77; Nays 0.

Yeas:

Mr. Speaker	Adwell	Baker	Bassett
Adams	Agee	Barkett	Boles

Boutwell	Erdreich	Lutz	Roberts
Callahan	Falkenburg	McBride	St. John
Carnes	Flippo	McCluskey	Slate
Carter	Gafford	McDonald	Smith (K)
Casey	Gloor	Manley	Smith (P)
Cauthen	Goodwin	May	Snell
Cherner	Grainger	Meeks	Straiton
Chesnut	Grey (D)	Mims	Taylor
Cottingham	Hale	Naramore	Therrell
Cross	Hardin	O'Daniel	Timmons
Crowe	Harris	Owens	Turner
Dill	Headley	Parker (H)	Turnham
Doss	Hill	Parker (T)	Waggoner
Downing	Jones (E)	Perloff	Wallace
Drake	King	Pruitt	Williams
Easters	Kinsey	Reid (R)	Wood
Edwards	Lang	Reynolds	Wynot
Ellis			

—77

And the bill, S. 546, was again read a third time at length and passed.

Yeas 66; Nays 5.

Yeas:

Messrs.:	Dill	Jones (E)	Smith (P)
Adams	Doss	King	Snell
Adwell	Downing	Lang	Stokes
Baker	Ellis	Lutz	Straiton
Barkett	Erdreich	McBride	Taylor
Bassett	Falkenburg	McCluskey	Therrell
Boutwell	Flippo	McDonald	Timmons
Brassell	Gafford	Manley	Turner
Callahan	Gloor	Meeks	Turnham
Carnes	Goodwin	Mims	Waggoner
Carter	Grainger	Naramore	Waldrop
Casey	Grey (D)	Owens	Wallace
Cauthen	Hale	Parker (H)	Warren
Cherner	Hardin	Pruitt	Williams
Chesnut	Harris	Roberts	Wood
Cross	Headley	St. John	Wynot
Crowe	Hill	Smith (K)	

—66

Nays:

Messrs.:	Edwards	May	Smith (K)
Benton	Kinsey		

—5

S. 547 RECONSIDERED

The motion of Mr. Doss to reconsider the bill, S. 547, was adopted.

And the bill:

S. 547. To amend Section V of Act No. 399, 1969 Acts of Alabama (p. 773), entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe pen-

alties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to prescribe additional conditions that must be considered before a surface mining permit can be issued.

Was again taken up.

AMENDMENT TABLED

On motion of Mr. Doss, his amendment to the bill, S. 547, previously adopted, was tabled.

Yeas 71; Nays 5.

Yeas:

Mr. Speaker	Dill	Hill	Roberts
Adams	Doss	Jones (E)	Robertson
Adwell	Downing	King	St. John
Barkett	Drake	Lang	Slate
Bassett	Easters	Lutz	Smith (P)
Boles	Ellis	McBride	Snell
Boutwell	Erdreich	McCluskey	Stokes
Bowers	Falkenburg	McDonald	Straiton
Brassell	Flippo	Manley	Taylor
Callahan	Gafford	Meeks	Therrell
Carnes	Gloor	Naramore	Timmons
Carter	Goodwin	Nettles	Turner
Casey	Grainger	Owens	Turnham
Cauthen	Grey (D)	Parker (H)	Wallace
Cherner	Hale	Parker (T)	Williams
Coshatt	Hardin	Perloff	Wood
Cross	Harris	Pruitt	Wynot
Crowe	Headley	Reynolds	

--71

Nays:

Messrs.:	Edwards	May	Smith (K)
Benton	Kinsey		

—5

And the bill, S. 547, was again read a third time at length and passed.

Yeas 64; Nays 4.

Yeas:

Mr. Speaker	Dill	Harris	Roberts
Adams	Doss	Headley	St. John
Adwell	Downing	Hill	Slate
Agee	Drake	Jones (E)	Smith (K)
Barkett	Easters	King	Snell
Boles	Ellis	Lang	Stokes
Boutwell	Erdreich	Lutz	Straiton
Brassell	Falkenburg	McBride	Taylor
Callahan	Flippo	Manley	Therrell
Carnes	Gafford	Meeks	Timmons
Carter	Gloor	Naramore	Turnham
Casey	Goodwin	Nettles	Waggoner
Cauthen	Grainger	Owens	Wallace
Cherner	Grey (D)	Parker (H)	Williams
Cross	Hale	Perloff	Wood
Crowe	Hardin	Pruitt	Wynot

—64

Nays:

Messrs.:
Benton

Edwards

Kinsey

May

—4

S. 548 RECONSIDERED

The motion of Mr. Doss to reconsider the bill, S. 548, was adopted.

And the bill:

S. 548. To amend Section XI of Act No. 399, 1969 Acts of Alabama (p. 773) entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act" so as to increase the penalties prescribed therein; and to provide for a procedure whereby any citizen of this State may, under certain conditions, seek enforcement of the provisions of this act when those whose duty is to enforce said act fail to do so.

Was again taken up.

AMENDMENT TABLED

On motion of Mr. Doss, his amendment to the bill, S. 548, previously adopted, was tabled.

Yeas 69; Nays 4.

Yeas:

Mr. Speaker	Downing	Jones (E)	Slate
Adams	Drake	King	Snell
Adwell	Easters	Lang	Stokes
Barkett	Ellis	Lutz	Straiton
Boles	Erdreich	McBride	Stubbs
Boutwell	Falkenburg	McDonald	Taylor
Brassell	Flippo	Manley	Therrell
Callahan	Gafford	Meeks	Timmons
Carnes	Gloor	Mims	Turner
Carter	Goodwin	Naramore	Turnham
Casey	Grainger	Nettles	Waldrop
Cauthen	Gray (F)	Owens	Wallace
Cherner	Grey (D)	Parker (H)	Warren
Connell	Hale	Parker (T)	Weeks
Cross	Harris	Perloff	Williams
Crowe	Headley	Pruitt	Wood
Dill	Hill	Roberts	Wynot
Doss			

—69

Nays:

Messrs.:
Benton

Edwards

Kinsey

May

—4

And the bill, S. 548, was again read a third time at length and passed.

Yeas 71; Nays 5.

Yeas:

Mr. Speaker	Doss	Lang	Smith (K)
Adams	Downing	Lutz	Smith (P)
Adwell	Drake	McBride	Stokes
Agee	Easters	McCluskey	Straiton
Barkett	Ellis	McDonald	Stubbs
Boles	Erdreich	Manley	Taylor
Boutwell	Falkenburg	Meeks	Therrell
Brassell	Flippo	Mims	Timmons
Callahan	Gafford	Naramore	Turner
Carnes	Gloor	Nettles	Turnham
Carter	Goodwin	Owens	Waggoner
Casey	Grainger	Parker (H)	Wallace
Cauthen	Grey (D)	Parker (T)	Warren
Cherner	Hale	Perloff	Weeks
Coshatt	Harris	Pruitt	Williams
Cross	Headley	Reynolds	Wood
Crowe	Hill	St. John	Wynot
Dill	Jones (E)	Siate	

-71

Nays:

Messrs.:	Edwards	Kinsey	May
Benton	Hardin		

-5

S. 549 RECONSIDERED

The motion of Mr. Doss to reconsider the bill, S. 549, was adopted.

And the bill:

S. 549. To amend Section IX of Act No. 399, 1969 Acts of Alabama (p. 773) entitled "An Act to provide for the regulation of surface mining and the reclamation and revegetation of lands affected by surface mining; to prescribe the powers and duties of the director of industrial relations in connection with surface mining; to prescribe certain duties of surface mine operators; to require and prescribe conditions for the issuance of permits; to provide for bonds and the conditions for forfeiture thereof; to prescribe penalties for violations and provide otherwise for the enforcement of this act; and to make an appropriation from the state treasury for the purposes of this act."

Was again taken up.

AMENDMENT TABLED

On motion of Mr. Doss, his amendment to the bill, S. 549, previously adopted, was tabled.

Yeas 69; Nays 5.

Yeas:

Mr. Speaker	Barkett	Callahan	Cauthen
Adams	Boles	Carnes	Cherner
Adwell	Boutwell	Carter	Connell
Agee	Brassell	Casey	Coshatt

Cross	Grainger	Naramore	Stubbs
Crowe	Hale	Nettles	Taylor
Dill	Headley	Owens	Therrell
Doss	Hill	Parker (H)	Timmons
Downing	Jones (E)	Perloff	Turnham
Drake	King	Pruitt	Waggoner
Easters	Lang	Reynolds	Waldrop
Ellis	Lutz	Roberts	Wallace
Erdreich	McBride	Robertson	Warren
Falkenburg	McDonald	St. John	Weeks
Flippo	Manley	Smith (K)	Williams
Gafford	Meeks	Stokes	Wood
Gloor	Mims	Straiton	Wynot
Goodwin			—69

Nays:

Messrs.:	Edwards	Kinsey	May
Benton	Hardin		—5

And the bill, S. 549, was again read a third time at length and passed.

Yeas 70; Nays 5.

Yeas:

Mr. Speaker	Doss	Lutz	Slate
Adams	Downing	McBride	Smith (K)
Adwell	Drake	McCluskey	Smith (P)
Agee	Ellis	Manley	Stokes
Boles	Erdreich	Meeks	Straiton
Boutwell	Falkenburg	Mims	Stubbs
Brassell	Flippo	Naramore	Taylor
Callahan	Gafford	Nettles	Therrell
Carnes	Goodwin	Owens	Timmons
Carter	Grainger	Parker (H)	Turnham
Casey	Grey (D)	Parker (T)	Waggoner
Cauthen	Hale	Perloff	Waldrop
Cherner	Harris	Pruitt	Wallace
Connell	Headley	Reid (R)	Warren
Coshatt	Hill	Reynolds	Williams
Cross	Jones (E)	Roberts	Wood
Crowe	King	St. John	Wynot
Dill	Lang		—70

Nays:

Messrs.:	Edwards	Kinsey	May
Benton	Hardin		—5

H. 161 RESUMED

On motion of Mr. Casey, the House returned the bill, H. 161, to the Senate for action in accordance with the provisions therein.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolution, to-wit:

H. J. R. 217. Providing for continuation of the Joint Committee established by S. J. R. 97, Act No. 382, approved September 5, 1967, and continued by S. J. R. 101, Act No. 1046 approved September 12, 1969, to study the problems of interstate and intrastate highway safety generally.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2713. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Also:

H. 218. To amend the title and Section 1 of Act No. 684, H. 942, Regular Session 1967 (Acts 1967, p. 1510), relating to counties whose roads and bridges are constructed, maintained and repaired by the State highway department; forbidding the judge of probate of any such county to remit to the highway department moneys collected by him from that part of the motor vehicle and trailer license taxes allocated to the county; to require such judges of probate to deposit such moneys in a special fund in the county treasury; and to prescribe the use thereof in certain counties classified on a population basis.

Also:

H. 434. To protect the public health and to conserve and protect the water resources of the state by classifying all public water supply systems and wastewater treatment plants in this state and by requiring the examination of operators and certification of their competency to supervise the operation of such facilities; and to create and provide for a board of certification for such purpose and providing that the act shall not apply to counties of 600,000 or more.

Also:

H. 2569. Relating to all counties having populations of not less than 300,000 nor more than 600,000 according to the most recent decennial census; to provide for and create a County Racing Commission for the regulation, licensing, and supervision of dog racing, and wagering thereon; to prescribe the composition, appointment, powers, and duties of the commission; to provide for and regulate the parimutuel or certificate method of wagering

within the enclosure of licensed race tracks; to provide for the distribution of license fees, taxes, commissions, and other monies received under the provisions of the Act; and to provide certain penalties for the violation of this Act and for other purposes relative thereto, and to provide for a referendum of the voters of the county on the question of whether the Act will become effective in the county.

Also:

H. 748. Further amending Code of Alabama 1940, Title 46, Section 297 (22p); relating to the practice of podiatry; bringing the definition of "surgical treatment" more in line with the functions and treatments that a podiatrist is qualified to perform, in respect to the training and educational requirements set out by the existing law.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bill, to-wit:

H. 1803. To make appropriations for Mental Health purposes and for the payment of principal and interest on Mental Health Bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXLI.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILL

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bill, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 725. To regulate further license plates or tags for motor vehicles, directing the commissioner of revenue to design license plates or tags, insofar as practicable, so as to adapt to Alabama the registration (license plate) numbering system developed by the American Association of Motor Vehicle Administrators.

Also:

H. 1788. To enlarge the powers, authority and jurisdiction of the Alabama Public Service Commission, so as to authorize said Commission to issue certificates of public convenience and necessity to radio utility corporations, companies, or persons, firms or associations owning, leasing, managing or operating a radio utility system as defined in the Act; to provide the procedure therefor; to prescribe penalties for violations; to provide an effective date; to repeal conflicting laws; and for other purposes.

Also:

H. 2251. Relating to the furnishing of operating record by the Director of Public Safety and the cost thereof, and amending Section 3 of Act No. 704, General Acts of Alabama 1951, as amended by Act No. 707, General Acts of Alabama 1961, approved September 8, 1961.

Also:

H. 548. Proposing an amendment to the Constitution of Alabama providing for the registration of electors by mail.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 73. To amend Act No. 526, S. 352 of the 1963 Regular Session (Acts of 1963, Volume 2, p. 1136), which provides for and regulates the appointment of counsel for indigent defendants at the expense of the state in certain cases, so as to provide for counsel in certain additional cases, to regulate further the fees and compensation of counsel appointed hereunder and to provide further for annual appropriations to carry out the purposes of the Act.

Also:

H. 74. To amend Act No. 60, H. 218, Second Special Session 1965, which levies and provides for the collection of the "fair trial tax" upon criminal and quasi criminal cases: Amending the title, and Sections 1, 2, 3, 4 and 6, so as to make the tax applicable to suits at law and in equity, prescribe certain duties for registers of equity courts relative to the tax, to regulate further cases which are excepted from the operation of the act; to authorize and regulate payment to those counties which maintain public defenders offices of a part of the expense thereof out of the process of the fair trial tax, and to provide that the unexpended balance in the fair trial tax fund shall not be paid into the state general fund that shall be retained in the fair trial tax fund and thereafter used for fees of appointed counsel and aid to the counties in maintaining public defender's offices.

Also:

H. 392. To establish the Alabama Board of Hearing Aid Dealers; to provide for licensure of persons who are dealers and fitters of hearing aids; to provide for the regulation of dispensing and fitting of hearing aids to the public; and to provide for penalties and punishment for violation of this Act.

Also:

H. 2140. To make appropriation to the Board of Commissioner of the Alabama Peace Officers and Benefit Fund.

Also:

H. 2708. To amend Title 55, Section 356 of the Code of Alabama 1940, so as to provide that the licenses and permits required by the provisions of this Chapter of the Code shall be the only licenses and permits required by the State of Alabama or any county thereof for wrestling or boxing exhibitions.

Also:

H. 2083. To prohibit the giving of worthless checks, drafts or other written orders for money; to give definition to certain words and phrases; to provide a penalty for violation; and to repeal all laws in conflict, especially Title 14, Sections 234 (8), Code of Alabama Recompiled 1958.

Also:

H. 2638. To provide for the creation, incorporation and operation of the Marine Environmental Sciences Consortium; to state the purposes for which the consortium is to be organized and to define its powers; to provide for the member institutions, officers and directors of the consortium; and to grant to the governing boards of the member institutions the authority to make contributions to the consortium.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length hav-

ing been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 110. To provide for the conviction of persons over 18 years of age who wilfully cause pain or injury to a child under 16 years of age and to provide the punishment for such crime.

Also:

H. 268. To further amend Act No. 249, H. 492, of the Regular Session of 1967 (Acts, Regular Session 1967, p. 629) as amended, which provides for the organization, creation, and operation of the state law institute so as to provide further for the composition of the governing body of the institute.

Also:

H. 549. Relating to suffrage and elections; authorizing and providing for registration of certain absentee electors by mail.

Also:

H. 1799. To authorize Alabama Public School and College Authority to sell and issue \$15,000,000 aggregate principal amount of additional bonds for capital improvements for public educational purposes, including trade schools and junior colleges; to provide for the details of the said bonds and the public sale thereof; to make an appropriation and pledge, for the pro rata payment of the principal of and the interest on the said bonds and the bonds of the Authority that may be issued under Act No. 94 adopted at the 1971 Special Session of the Legislature, from proceeds of the residue of certain excise taxes, and that the appropriation and pledge made in this Act shall be in lieu of that made in the said Act No. 94; to authorize the Authority to pledge for payment of the principal of and interest on the bonds issued under this Act, pro rata with the principal of and interest on the bonds issued under the said Act No. 94, the moneys so appropriated and pledged in this Act; to provide that the bonds shall be limited obligations of the Authority payable solely out of the funds so appropriated and pledged, and will not create a debt or obligation of the state; to provide that the bonds and the income therefrom shall be exempt from taxation in this state and the bonds may be used to secure deposits of funds of this state and its political subdivisions, instrumentalities and agencies, shall be eligible for the investment of fiduciary funds, and shall constitute negotiable instruments; to authorize the issuance by the Authority of refunding bonds for the purpose of refunding the principal of any of the outstanding bonds theretofore issued by either the Authority or Alabama Education Authority, or both, the expenses of such refunding and any premiums necessary to retire those so refunded; to provide that after payment of the expenses of the issuance of the bonds the proceeds from the sale thereof shall be used to pay for capital improvements for public educational pur-

poses, including trade schools and junior colleges; and to provide that if any portion of this Act should be held invalid, such holding shall not affect the validity of any other portion of this Act.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Joint Resolution, to-wit:

H. J. R. 260. Naming S. B. 159 the O'Bannon Bill.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF HOUSE JOINT RESOLUTION

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House Joint Resolution, the title of which is set out in the above and foregoing report of the Standing Committee on Rules.

MESSAGE FROM THE SENATE

Mr. Speaker:

The President and Presiding Officer of the Senate having signed the following Senate Joint Resolutions, your signature thereto is requested:

S. J. R. 54. Declaring September 2, 1971 Capital City Bowl Day.

Also:

S. J. R. 82. Creating the Good Neighbor Commission.

Also:

S. J. R. 93. Honoring William H. Benson.

Also:

S. J. R. 94. Honoring Dr. Zelia Stephens.

Also:

S. J. R. 97. Mourning the death of former Senator Ray Lolley.

Also:

S. J. R. 99. Mourning the death of Peter E. Xides.

Also:

S. J. R. 100. Commending the members of the Bessemer Board of Education.

Also:

S. J. R. 109. Congratulating the Sheriffs Association.

Also:

S. J. R. 110. Renaming Lake Point Resort State Park.

Also:

S. J. R. 130. Commending Ralph W. Roberts.

Also:

S. J. R. 131. Mourning the death of Mattie Herring.

Also:

S. J. R. 135. Establishing the "Arts Hall of Fame".

McDOWELL LEE,
Secretary.

SIGNING OF SENATE JOINT RESOLUTIONS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Senate Joint Resolutions, the titles of which are set out in the above and foregoing Message from the Senate.

REPORT OF THE STANDING COMMITTEE ON RULES ON ENROLLED AND ENGROSSED BILLS

Mr. Speaker:

Your Standing Committee on Rules begs leave to report that it has examined the following House Bills, to-wit:

H. 2786. Relating to counties having populations of not less than 50,000 nor more than 52,500; levying a privilege, license, or excise tax on the sale, distribution, storage, use, or other consumption of cigarettes in such counties; providing for the collection and enforcement of the tax, and appropriating the proceeds therefrom.

Also:

H. 2067. To further amend Section 3 of Act No. 574 of the 1963 Regular Session of the Legislature of Alabama, approved September 16, 1963,

entitled "To provide further for assistance to blind persons" as heretofore amended.

And finds same correctly enrolled.

TOM DRAKE,
Chairman.

SIGNING OF BILLS

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the Bills, the titles of which are set out in the above and foregoing report of the Standing Committee on Rules.

REPORT OF STANDING COMMITTEE ON RULES

House of Representatives:

Your Standing Committee on Rules begs leave to report that it has carefully examined the Journal of the House for the thirty-sixth legislative day and finds the same to be correct.

TOM DRAKE,
Chairman.

On motion of Mr. Gloor, the reading at length of the Journal of the House for the thirty-sixth legislative day was dispensed with and the report of the Standing Committee on Rules was concurred in and adopted, and the Journal for the thirty-sixth legislative day was approved.

MESSAGE FROM THE SENATE

Mr. Speaker:

Under the provisions of SJR 7, the President and Presiding Officer of the Senate has announced the appointment of Messrs. Foshee, Wilder and Hammond as Senate members of the Highway Policy and Planning Commission.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Under the provisions of SJR 36, the President and Presiding Officer of the Senate has announced the appointment of Messrs. Pierce and Dozier as Senate members of the Interim Committee on Finance and Taxation.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Under the provisions of SJR 70, the President and Presiding Officer of the Senate has announced the appointment of Mr. Cooper as Senate member of the Health Study Commission.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Under the provisions of SJR 102, the President and Presiding Officer of the Senate has announced the appointment of Messrs. Hammond, Littleton, Dozier and Weaver as Senate members of the State Historic Resources Study Committee.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Under the provisions of S.B. 1070, the President and Presiding Officer of the Senate announced the appointment of Messrs. Noonan, Lindsay, Gilmore, Weaver and O'Bannon as Senate members of the Study Commission on Judicial System.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Under the provisions of HJR 38, the President and Presiding Officer of the Senate has announced the appointment of Messrs. Fine, Foshee and Littleton as Senate members of the Interim Committee on Study Parking.

McDOWELL LEE,
Secretary.

MESSAGE FROM THE SENATE

Mr. Speaker:

Under the provisions of S.B. 684, the President and Presiding Officer of the Senate has appointed Mr. Clark as Senate member of the Governor's Mansion Advisory Board.

McDOWELL LEE,
Secretary.

COMMITTEE APPOINTMENT

Pursuant to the provisions of S. B. 1070, the Speaker of the House of Representatives appointed Messrs. Casey, Bowers, Gray (F), Perloff and Straiton as House members of the Study Commission on Alabama's Judicial System.

COMMITTEE APPOINTMENT

Pursuant to the provisions of S. J. R. 136, the Speaker of the House of Representatives appointed Messrs. McDonald, May, Carter and Warren as House members of the Interim Committee on Finance and Taxation.

COMMITTEE APPOINTMENT

Pursuant to the provisions of S. J. R. 102, the Speaker of the House of Representatives appointed Messrs. Downing, Williams, Crowe, Cottingham and Stewart as House members of the State Historic Resources Study Committee.

COMMITTEE APPOINTMENT

Pursuant to the provisions of H. J. R. 217, the Speaker of the House of Representatives appointed Messrs. Collins, Ellis, Owens and Barkett as House members of the Interim Committee on Highway Safety.

COMMITTEE APPOINTMENT

Pursuant to the provisions of S. B. 684, the Speaker of the House of Representatives appointed Mr. Walter Owens as House member of the Governor's Mansion Advisory Board.

COMMITTEE APPOINTMENT

Pursuant to the provisions of S. J. R. 70, the Speaker appointed Mr. Bert Bank as the House member of the Health Study Commission.

HOUSE OF REPRESENTATIVES
OF THE
STATE OF ALABAMA
REGULAR SESSION 1971

LOBBYIST REGISTRATION PURSUANT TO
HOUSE RULES 62 AND 63

Name:	Name of Firm:
1. Martha K. Adams	State Department of Labor
2. W. Douglas Amos	Alabama Savings and Loan League
3. Walter M. Anderson, Jr.	Alabama Railroad Association
4. C. E. Avinger	Alabama Bankers Association
5. Schuyler A. Baker	University of Alabama and Alabama Truckers Association
6. Albert Boutwell	Jefferson County Commission
7. Thelma Braswell	Alabama Education Association
8. Olin B. Brooks	United Transportation Union
9. Richard J. Burrell	Household Finance Corporation
10. Joe C. Carroll	Sears, Roebuck & Co.
11. R. E. L. Choate	Massachusetts Mutual Insurance Co.
12. John L. Cousins	Fraternal Order of Police
13. Norman Duncan	J. C. Penney Company, Inc.

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| 14. Thomas M. Eden, Jr. | Alabama Textile Manufacturers Association |
| 15. John Douglas Evans | Medical Association, State of Alabama |
| 16. W. A. Fowler | Alabama Telephone Company |
| 17. Cecil Frizzle | Hudson-Thompson, Inc. |
| 18. Joe W. Graham | Alabama Forest Products Association |
| 19. James W. Hall, Jr. | Alabama Press Association |
| 20. Philip G. Hallam | Alabama Wholesale Beer Distributors Association |
| 21. D. N. Hamilton | City of Montgomery
Alabama League of Municipalities
Alabama State Nurses' Association
Alabama Savings & Loan League
Alabama Association of Circuit Clerks and Registers
<u>Automotive Wholesaler's Association of Alabama</u>
Surburban Gas Companies
Periodicals Distributors of Alabama
Catrala of Alabama, Inc.
Legislative Committee, Alabama State Bar Association
American Reciprocal Insurance Assoc. |
| 22. Reginald T. Hamner | Alabama State Bar |
| 23. James Whitfield Hart, Jr. | Alabama Petroleum Council |
| 24. Frank H. Hawthorne | Alabama Power Company and affiliated companies |
| 25. Thomas B. Henley | City of Montgomery |
| 26. W. Lyle Hinds | Blue Cross-Blue Shield |
| 27. Joe Hochderffer | Alabama Hospital Association |
| 28. Mrs. Martha A. Hornbeak | Alabama Committee for Tax Reform, Incorporated |
| 29. J. Reese Johnston, Jr. | Jefferson County, Alabama |
| 30. Charles D. Kelley | Alabama Department of Conservation and Natural Resources |
| 31. R. G. Kendall, Jr. | Alabama Railroad Association |
| 32. Jess Lanier | City of Bessemer |
| 33. W. L. McDaniel | Brick Mason Union No. 3 of Alabama |
| 34. Charles McDonald | Alabama Council of Retail Merchants |

- | | |
|------------------------------|---|
| 35. Gilbert Mobley | Associated Industries of Alabama |
| 36. William B. Moore, Jr. | American Insurance Association and
Health Insurance Association of
America |
| 37. Billy R. Morris | Steelworkers Legislative Commission
of Alabama |
| 38. Howard J. Morris, Jr. | Alabama Banking Association |
| 39. L. Warren Moseley, Jr. | Alabama State Nurses Association |
| 40. W. Maxwell Peacock | Alabama Council of Retail Merchants |
| 41. Thermon Phillips | United Steelworkers of America |
| 42. Earl C. Pippin | Alabama Consumer Finance Association |
| 43. Dr. Charles S. Prigmore | Alabama Citizens for Environmental
Action |
| 44. Robert S. Query, Jr. | Hudson-Thompson, Inc. |
| 45. A. B. Reddick | Allstate Insurance Company |
| 46. H. Gerald Reynolds | United States Pipe and Foundry
Company, Inc. |
| 47. James I. Ritchie | Alabama Trucking Association, Inc.
A.T.A. Building, Inc.
Yeoman-Amerson Adv. Inc. |
| 48. W. C. Roach, Jr. | Alabama Telephone Company |
| 49. Robert J. Russell | Alabama Broadcasters Assn. |
| 50. Wayne F. Schweitzer | Air Transport Association |
| 51. Leonard L. Shertzer, Jr. | Alabama Road Builders' Association |
| 52. Stanley M. Slater | Alabama Gas Corporation |
| 53. Elno A. Smith, Jr. | Gordon Whitfield |
| 54. Joseph W. Smith | Alabama State Chamber of Commerce |
| 55. Leslie Stifflemire | Alabama Legislative Board
UTU—(E) |
| 56. Harold E. Streetman | Automobile Dealers Association of
Alabama, Inc. |
| 57. Frank L. Thiemonge, Jr. | Alabama Safety Council |
| 58. Richard Thigpen | University of Alabama |
| 59. William A. Thompson | City of Birmingham |
| 60. M. D. Thornton | State Department of Education |
| 61. W. Bancroft Timmons | Alabama Motorists Association |
| 62. C. C. Torbert, Jr. | Alabama Bankers Association |

63. A. G. Trammell	Alabama AFL-CIO
64. Kenneth W. Underwood, Jr.	South Central Bell Telephone Co.
65. Howard R. Vaughan	Liberty National Life Insurance Co.
66. John Franklin Watkins	Alabama League of Municipalities
67. James R. Watson	Alabama Home Furnishing Association
68. H. L. Welch	Carpenters Local Union 1796
69. J. Herbert White	Auburn University
70. James H. White, Jr.	University of Alabama in Birmingham, Alabama
71. L. V. Whitey	Steelworkers Legislative Commission of Alabama
72. Charles H. Williams, Jr.	Mid-Continent Oil & Gas Assoc. Mississippi-Alabama Division

CERTIFICATE OF CLERK

To The House of Representatives:

I hereby certify that the House Joint Resolutions and House Bills herein-after mentioned were delivered to the Executive Department on the date and hour named and that I hold the receipt of the Executive Department for same.

Delivered to the Governor at 4:10 P.M. on September 22, 1971:

H. 2719
H. 2720
H. 2759
H. 2264
H. 2265
H. 2267
H. 2266
H. 182
H. 2397
H. 2204
H. 2467
H. 1152
H. 2494
H. 2567
H. 2612
H. 2621

H. 2624	2624-01
H. 2664	2664-01
H. 2707	2707-01
H. 2760	2760-01
H. 2767	2767-01
H. 2768	2768-01
H. 2774	2774-01
H. 2775	2775-01
H. 1052	1052-01
H. 1053	1053-01
H. 1054	1054-01
H. 1055	1055-01
H. 1056	1056-01
H. 1057	1057-01
H. 1058	1058-01
H. 1059	1059-01
H. 1060	1060-01
H. 1061	1061-01
H. 1062	1062-01
H. 1063	1063-01
H. 1064	1064-01
H. 1065	1065-01
H. 1066	1066-01
H. 1067	1067-01
H. 1545	1545-01
H. 1554	1554-01
H. 1557	1557-01
H. 2779	2779-01
H. 2783	2783-01
H. 2801	2801-01
H. 2802	2802-01
H. 2804	2804-01
H. 2807	2807-01
H. 2808	2808-01

H. 2809
H. 2812
H. 2814
H. 2819
H. 2822
H. 2829
H. 2830
H. 2831
H. 2836
H. 1008
H. 1009
H. 1344
H. 1345
H. 2826
H. 1346
H. 1347
H. 1348
H. 1352
H. 1354
H. 1045
H. 1930
H. 2524
H. 2525
H. 2526
H. 2527
H. 2528
H. 2529
H. 1580
H. 1582
H. 2268
H. 2269
H. 2270
H. 2271
H. 2272

H. 2273
H. 2718
H. 2233
H. 2176
H. 2642
H. 1263
H. 1265
H. 2179
H. 2468
H. 2450
H. 2578
H. 2608
H. 2611
H. 2649
H. 2652
H. 2679
H. 2693
H. 2761
H. 2766
H. 2769
H. 2770
H. 2771
H. 2784
H. 2787
H. 2792
H. 2793
H. 2794
H. 2795
H. 2722
H. 1267
H. 1276
H. 2789
H. 1881
H. 2215

H. 451	HOUSE
H. 1810	HOUSE
H. 1800	HOUSE
H. 1809	HOUSE
H. 1812	HOUSE
H. 2780	HOUSE
H. 1813	HOUSE
H. 1815	HOUSE
H. 2250	HOUSE
H. 1803	HOUSE
H. 2811	HOUSE
H. 2212	HOUSE
H. 2813	HOUSE
H. 2651	HOUSE
H. 2641	HOUSE
H. 2350	HOUSE
H. 258	HOUSE
H. 399	HOUSE
H. 862	HOUSE
H. 2051	HOUSE
H. 2078	HOUSE
H. 265	HOUSE
H. 1773	HOUSE
H. 2698	HOUSE
H. 2699	HOUSE
H. 2715	HOUSE
H. 2721	HOUSE
H. 2726	HOUSE
H. 2727	HOUSE
H. 2728	HOUSE
H. 2729	HOUSE
H. 2730	HOUSE
H. 2731	HOUSE
H. 2732	HOUSE

H. 2733

H. 2734

H. 2735

H. 2736

H. 2737

H. 2701

H. 2738

H. 2739

H. 2740

H. 2741

H. 2742

H. 2743

H. 2744

H. 2745

H. 2746

H. 2747

H. 2748

H. 2749

H. 2750

H. 2751

H. 2752

H. 2753

H. 2755

H. 2800

H. 1123

H. 2815

H. 143

H. 1244

H. 508

Delivered to the Secretary of State at 4:10 P.M. On September 22, 1971:

H. 2817 (Constitutional Amendment)

Delivered to the Governor at 11:35 P.M. on September 22, 1971:

H. 2823

Delivered to the Governor at 3:40 P.M. on September 22, 1971:

H. 137

Delivered to the Governor at 5:40 P.M. on September 22, 1971:

H. 876

H. 875

H. 1805

H. 880

H. 9

H. 221

H. 264

H. 1808

H. 10

H. 11

H. 223

H. 1806

H. 1807

H. 101

H. 176

H. 412

H. 378

H. 400

H. 398

H. 108

H. 12

H. 167

H. 1804

Delivered to the Governor at 9:40 P.M. on September 22, 1971:

H. 32

H. 2410

H. 1811

H. 364

H. 50

H. 1081

H. 1082

H. 2464
H. 326
H. 2242
H. 665
H. 609
H. 142
H. 144
H. 145
H. 146
H. 147
H. 149
H. 151
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H. 154
H. 155
H. 156
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H. 585
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H. 547
H. 2725
H. 1526
H. 1767
H. 2366
H. 2408
H. J. R. 176
H. J. R. 177
H. J. R. 178
H. J. R. 182
H. J. R. 183
H. J. R. 184
H. J. R. 187
H. J. R. 189
H. J. R. 196
H. J. R. 193
H. J. R. 202
H. J. R. 204
H. J. R. 213
H. J. R. 206
H. J. R. 215

Delivered to the Governor at 11:50 P.M. on September 22, 1971:

H. 2850
H. 666
H. 2343
H. 2798
H. 2828
H. 2639
H. 2648
H. 2669
H. 2763

REGULAR SESSION

6531

H. 2806	
H. 2825	
H. 2837	
H. 2838	
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H. 2847	
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H. 2868	
H. 2869	
H. 2870	
H. 2610	
H. 2704	
H. 2469	
H. 2470	
H. 2214	
H. 2218	
H. 1218	
H. 2861	
H. 821	
H. J. R. 210	
H. J. R. 219	
H. J. R. 232	
H. J. R. 225	
H. J. R. 226	

Delivered to the Governor at 11:45 P.M. on September 22, 1971:

H. 2713

H. 218

H. 434

H. 2569

H. 748

H. 1803

H. 725

H. 1788

H. 2251

H. 73

H. 74

H. 392

H. 2140

H. 2708

H. 2083

H. 2638

H. 110

H. 268

H. 549

H. 1799

H. 2786

H. 2067

H. J. R. 260

H. J. R. 217

Delivered to the Secretary of State at 4:40 P.M. on September 22, 1971:

H. 2816 (Constitutional Amdt.)

H. 127 (Constitutional Amdt.)

Delivered to the Secretary of State at 9:40 P.M. on September 22, 1971.

H. 664 (Constitutional Amdt.)

Delivered to the Secretary of State at 11:45 P.M. on September 22, 1971:

H. 548 (Constitutional Amdt.)

H. 360

H. 790

JOHN W. PEMBERTON,
Clerk.

ADJOURNMENT

On motion of Mr. Merrill, the House adjourned sine die at 11:50 P. M.

G. SAGE LYONS,
Speaker of the House of Representatives of the
Legislature of Alabama, Regular Session, 1971.

Attest:

JOHN W. PEMBERTON

Clerk of the House of Representatives of the
Legislature of Alabama, Regular Session, 1971

HOUSE OF REPRESENTATIVES

REGULAR SESSION 1971

ALPHABETICAL ROSTER AND DISTRICT

Charles H. Adams, 32	Fred R. Jones, 35
Robert G. Adwell, 14	J. Earl Jones, 14
Grover Lamar Agee, 33	Bill G. King, 3
John M. Baker, 8	Daniel L. Kinsey, 38
Bert Bank, 18	William H. Lang, 17
Fred Barkett, 42	Hartwell B. Lutz, 3
L. Gardner Bassett, 36	G. Sage Lyons, 37
Thomas H. Benton, 38	Richard L. McBride, 14
Hugh Boles, 14	Murray P. McCluskey, 20
Drake Boutwell, 14	Joe C. McCorquodale, Jr., 33
Quinton R. Bowers, 14	Sid McDonald, 7
Bowen Brassell, 32	Richard S. Manley, 27
Ray Burgess, 16	Charles "Pete" Mathews, 21
H. L. Callahan, 37	Philip T. May, 39
D. B. (Dave) Carnes, 11	J. Paul Meeks, Jr., 14
Tommy Carter, 2	Hugh D. Merrill, 16
John S. Casey, 22	Maston Mims, 34
David B. Cauthen, 6	Alvis Naramore, 13
Bennett L. Cherner, 14	Bert Nettles, 37
Clarence Chesnut, Jr., 8	H. H. (Runt) O'Daniel, 30
W. M. (Monty) Collins, 37	Walter Owens, 23
B. W. Connell, 43	Horace W. Parker, 14
Roy H. (Doc) Coshatt, 15	Tim Parker, 18
Paul C. Cottingham, 28	Mayer W. (Mike) Perloff, 37
Buddy Crawford, 43	Ira D. Pruitt, 27
Wayland Cross, 2	Thomas J. Reed, 31
Robert Crowe, 13	Ralph Reid, 10
John L. Culver, 18	Glen A. Reynolds, 5
Richard F. Dill, 14	Bill Roberts, 37
Chriss H. Doss, 14	Edward D. Robertson, 18
Maurice A. "Casey" Downing, 37	Finis St. John, III, 7
Tom Drake, 7	Ralph E. Slate, 6
Douglas Easters, 41	Kirby Smith, 25
William D. Edwards, 29	Philip H. Smith, 20
Robert L. Ellis, Jr., 14	Charles Snell, 26
Ben L. Erdreich, 14	Donald W. Stewart, 16
Francis Falkenburg, 14	Ben Stokes, 37
Rankin Fite, 9	James D. Straiton, 35
Ronnie G. Flippo, 1	Tom Stubbs, 19
Robert C. "Bob" Gafford, 14	Sam Taylor, 35
Tom Gloor, 14	Charles C. Therrell, 37
J. W. "Joe" Goodwin, 5	Robert D. "Bobby" Timmons, 14
Charles Grainger, 3	W. Milam Turner, Jr., 28
Fred D. Gray, 31	Pete Turnham, 32
D. C. Grey, 12	James T. Waggoner, Jr., 14
Douglas V. Hale, 3	Gerald Wayne Waldrop, 11
W. E. "Gene" Hardin, Jr., 36	Wade Wallace, 14
James D. Harris, Jr., 35	James E. Warren, 34
Lewis W. Headley, 24	Raymond Weeks, 14
Glenn H. Hearn, 3	Bill Williams, 4
Robert M. Hill, Jr., 1	Harold B. Wise, 40
Walker Hobbie, Jr., 35	James C. (Jim) Wood, 37
Frank Jackson, 40	Retha Deal Wynot, 11

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA

REGULAR SESSION 1971

OFFICERS

G. SAGE LYONS, *Speaker*, Mobile
 TOM GLOOR, *Speaker Pro-Tem*, Birmingham
 JOHN W. PEMBERTON, *Clerk*, Montgomery
 THOMAS J. BRYAN, *Assistant Clerk*, Auburn
 JAMES W. CAMERON, *Reading Clerk*, Montgomery

MEMBERS OF THE HOUSE

Dist. No.	Counties	Name	Address
1	LAUDERDALE		
	Place No. 1	Ronnie G. Flippo	P. O. Box 1221, Florence 35630
	Place No. 2	Robert M. (Bob) Hill, Jr.	P. O. Box 933, Florence 35630
2	LIMESTONE & LAWRENCE		
	Place No. 1	Tommy Carter	Rt. 2, Elkmont 35620
	Place No. 2	Wayland Cross	Box D, Courtland 35618
3	MADISON		
	Place No. 1	Hartwell B. Lutz	972 State Nat'l. Bk. Bldg., Huntsville 35801
	Place No. 2	Charles Grainger	300 Sparkman Dr., N. W., Huntsville 35807
	Place No. 3	Bill G. King	704 Eustis Ave., S. E., Huntsville 35801
	Place No. 4	Glenn H. Hearn	Rt. 1, Gurley 35748
	Place No. 5	Douglas V. Hale	2105 Clubview Court N. W., Huntsville 35810
4	JACKSON		
		Bill Williams	Rt. 1, Box 63, Hollywood 35752
5	COLBERT & FRANKLIN		
	Place No. 1	J. W. (Joe) Goodwin	310 Ford Rd., Muscle Shoals 35660
	Place No. 2	Glen A. Reynolds	Rt. 3, Tuscumbia 35674

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

- 6 **MORGAN**
 Place No. 1
 David B. Cauthen P. O. Box 1685, Decatur 35601
 Place No. 2
 Ralph E. Slate P. O. Box 1344, Decatur 35601
- 7 **MARSHALL & CULLMAN**
 Place No. 1
 Finis E. St. John, III P. O. Drawer K, Cullman 35055
 Place No. 2
 Sid McDonald P. O. Box 546, Arab 35016
 Place No. 3
 Tom Drake P. O. Box 36, Cullman 35055
- 8 **DeKALB & CHEROKEE**
 Place No. 1
 John M. Baker P. O. Box 166, Rainsville 35336
 Place No. 2
 Clarence Chesnut, Jr. P. O. Box 98, Gaylesville 35973
- 9 **MARION & WINSTON**
 Rankin Fite P. O. Box 157, Hamilton 35570
- 10 **BLOUNT**
 Ralph Reid 1301 Park Ave., Oneonta 35121
- 11 **ETOWAH**
 Place No. 1
 Gerald Wayne Waldrop 1995 Scenic Drive, Gadsden 35901
 Place No. 2
 D. B. "Dave" Carnes 823 Forest Ave., Gadsden 35901
 Place No. 3
 Retha Deal Wynot 1120 Bellevue Dr., Gadsden 35901
- 12 **LAMAR & FAYETTE**
 D. C. Grey P. O. Box 202, Berry 35546
- 13 **WALKER**
 Place No. 1
 Alvis Naramore 5th Ave., 19th St., Jasper 35501
 Place No. 2
 Robert T. Crowe 2109 Gamble Ave., Jasper 35501
- 14 **JEFFERSON**
 Place No. 1
 J. Paul Meeks, Jr. 3043 Weatherton Dr., Birmingham 35223
 Place No. 2
 James T. Waggoner, Jr. P. O. Box 10566, Birmingham 35202

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

	Place No. 3	
	Robert L. "Bob" Ellis, Jr.	Rt. 1, Box 509, Adamsville 35005
	Place No. 4	
	Ben L. Erdreich	409 North 21st St., Suite 201, Birmingham 35203
	Place No. 5	
	Richard F. Dill	328 Observatory Dr., Birmingham 35206
	Place No. 6	
	Robert D. "Bobby" Timmons	P. O. Box 8302, Ensley Station, Birmingham 35218
	Place No. 7	
	Robert G. Adwell	2109 Darlington St., Birmingham 35226
	Place No. 8	
	Raymond Weeks	3420 Altamont Rd., Birmingham 35205
	Place No. 9	
	Chriss H. Doss	917 Frank Nelson Bldg., Birmingham 35203
	Place No. 10	
	Robert C. (Bob) Gafford	5345 Division Ave., Birmingham 35201
	Place No. 11	
	Wade Wallace	516 So. 73rd St., Birmingham 35212
	Place No. 12	
	Drake Boutwell	4461 Clairmont Ave., Birmingham 35222
	Place No. 13	
	Francis Falkenburg	2309 20th Ave., South, Birmingham 35223
	Place No. 14	
	Horace W. Parker	240 Pineywood Rd., Gardendale 35071
	Place No. 15	
	Quinton R. Bowers.....	1528 Shades Crest Road, Birmingham 35226
	Place No. 16	
	Richard L. McBride	3221 Ave. S, Apt. S, Birmingham 35208
	Place No. 17	
	J. Earl Jones	2022 Dartmouth Ave., Bessemer 35020
	Place No. 18	
	Bennett L. Cherner	P. O. Box 669, Bessemer 35020
	Place No. 19	
	Tom Gloor	Box 666, Bessemer 35020
	Place No. 20	
	Hugh Boles	2601 Carson Rd. Jeff State Jr. College, Birmingham 35215
15	ST. CLAIR	
	Roy H. (Doc) Coshatt	P. O. Box 766, Pell City 35125
16	CALHOUN	
	Place No. 1	
	Ray Burgess	501 E. 49th St., Anniston 36201
	Place No. 2	
	Hugh D. Merrill	P. O. Box 1498, Anniston 36201
	Place No. 3	
	Donald W. Stewart.....	124 E. 10th St., Anniston 36201

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

- 17 **PICKENS & GREENE**
William H. Lang P. O. Box 426, Reform 35481
- 18 **TUSCALOOSA**
Place No. 1
John L. Culver Route 3, Box 166, Tuscaloosa 35401
Place No. 2
Edward D. Robertson P. O. Box 331, Northport 35476
Place No. 3
Tim Parker P. O. Box 72, Tuscaloosa 35401
Place No. 4
Bert Bank P. O. Box 2000, Tuscaloosa 35401
- 19 **SHELBY**
Tom Stubbs Rt. 1, Box 14, Helena 35080
- 20 **TALLADEGA**
Place No. 1
Murray P. McCluskey Box 599, Sylacauga 35150
Place No. 2
Philip H. (Phil) Smith P. O. Box 15, Talladega 35160
- 21 **CLAY & COOSA**
Charles (Pete) Mathews Box 355, Ashland 36251
- 22 **CLEBURNE & RANDOLPH**
John S. Casey P. O. Box 266, Heflin 36264
- 23 **HALE & BIBB**
Walter Owens 107 Court Square, West, Centreville 35042
- 24 **CHILTON**
Lewis W. Headley P. O. Box 471, Clanton 35045
- 25 **TALLAPOOSA**
Kirby Smith Rt. 1, Box 572, Dadeville 36853
- 26 **CHAMBERS**
Charles Snell P. O. Box 387, Fairfax 36854
- 27 **SUMTER, MARENGO & PERRY**
Place No. 1
Ira D. Pruitt P. O. Drawer PP, Livingston 35470
Place No. 2
Richard S. Manley P. O. Drawer U, Demopolis 36732
- 28 **DALLAS**
Place No. 1
Paul C. Cottingham Rt. 2, Box 276A, Selma 36701
Place No. 2
W. Milam Turner, Jr. 7 Mimosa St., Selma 36701

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

- 29 **AUTAUGA & LOWNDES**
William D. Edwards Rt. 1, Ft. Deposit 36032
- 30 **ELMORE**
H. H. (Runt) O'Daniel Box 416, Tallassee 36078
- 31 **MACON, BULLOCK & BARBOUR**
Place No. 1
Thomas J. Reed P. O. Drawer EE, Tuskegee Institute 36088
Place No. 2
Fred D. Gray P. O. Box 395, Tuskegee 36083
- 32 **LEE & RUSSELL**
Place No. 1
Bowen Brassell P. O. Box 573, Phenix City 36867
Place No. 2
Pete Turnham P. O. Box 1592, Auburn 36830
Place No. 3
Charles H. Adams P. O. Box 967, Phenix City 36867
- 33 **CHOCTAW, CLARKE & WASHINGTON**
Place No. 1
Grover Lamar Agee P. O. Box 250, Chatom 36518
Place No. 2
Joe C. McCorquodale, Jr. P. O. Box 535, Jackson 36545
- 34 **WILCOX, MONROE & CONECUH**
Place No. 1
Maston Mims Rt. 1, Uriah 36480
Place No. 2
James E. Warren Box 207, Castleberry 36432
- 35 **MONTGOMERY**
Place No. 1
Sam W. Taylor 2429 Woodley Rd., Montgomery 36111
Place No. 2
James D. Harris, Jr. 1110 Union Bank Bldg., Montgomery 36104
Place No. 3
Walker Hobbie, Jr. Rt. 1, Box 384, Montgomery 36105
Place No. 4
Fred R. Jones 132 So. Perry St., Montgomery 36104
Place No. 5
James D. Straiton P. O. Box 4292, Montgomery 36104
- 36 **BUTLER, CRENSHAW & PIKE**
Place No. 1
L. Gardner Bassett 206 Orange St., Troy 36081
Place No. 2
William E. (Gene) Hardin, Jr. P. O. Box 507, Greenville 36037

**ROSTER OF THE HOUSE OF REPRESENTATIVES
OF ALABAMA—Continued**

37 MOBILE

Place No. 1

James C. (Jim) Wood 1010 Van Antwerp Bldg., Mobile 36602

Place No. 2

Ben Stokes P. O. Box 293, Mobile 36601

Place No. 3

Mayer W. (Mike) Perloff 257 St. Anthony St., Mobile 36603

Place No. 4

Charles C. Therrell 203 No. Gould Ave., Whistler 36612

Place No. 5

H. L. Callahan P. O. Box 1208, Mobile 36601

Place No. 6

G. Sage Lyons P. O. Box 2727, Mobile 36601

Place No. 7

Bert Nettles P. O. Box 2232, Mobile 36601

Place No. 8

Maurice A. "Casey" Downing P. O. Box 4457, Mobile 36604

Place No. 9

W. M. (Monty) Collins P. O. Box 1411, Mobile 36601

Place No. 10

Bill Roberts 148 Tuscaloosa St., Mobile 36607

38 BALDWIN

Place No. 1

Daniel L. Kinsey P. O. Box 877, Foley 36535

Place No. 2

Thomas H. Benton Rt. 2, Box 185, Foley 36535

39 ESCAMBIA

Philip T. May P. O. Box 326, Brewton 36426

40 COVINGTON & GENEVA

Place No. 1

Frank Jackson Box 408, Opp 36467

Place No. 2

Harold B. Wise Rt. 2, Box 156, Kinston 36453

41 COFFEE

Douglas Easters 573 East Davis St., Elba 36323

42 DALE

Fred Barkett Box 430, Ozark 36360

43 HOUSTON & HENRY

Place No. 1

Buddy Crawford Columbia Road, Abbeville 36310

Place No. 2

B. W. Connell Rt. 5, Box 141, Dothan 36301

Jere Beasley, *Lieutenant Governor* Clayton
Pierre Pelham, *President Pro-Tem* Mobile
McDowell Lee, *Secretary* Montgomery
Mrs. F. B. Ruffer, *Assistant Secretary* Montgomery
First Senatorial District—Lauderdale and Colbert Counties.
Stewart O'Bannon, Jr. P. O. Box 147, Florence 35630
Second Senatorial District—Limestone and Morgan Counties.
Bob Harris P. O. Box 1727, Decatur 35601
Third Senatorial District—Madison County.
Gene McLain P. O. Box 2008, Huntsville 35804
Fourth Senatorial District—Jackson, DeKalb and Cherokee Counties.
Kenneth Hammond Box 65, Valley Head 35989
Fifth Senatorial District—Franklin, Marion, Lawrence and Winston
Counties.
Joe Fine P. O. Box 818, Russellville 35653
Sixth Senatorial District—Cullman and Walker Counties.
Robert T. (Bob) Wilson P. O. Box 1090, Jasper 35501
Seventh Senatorial District—Marshall, Blount and St. Clair Counties.
Aubrey J. Carr 10 Windsor Drive, Guntersville 35976
Eighth Senatorial District—Etowah County.
Richard Malone 416 Noccoalula Drive, Gadsden 35901
Ninth Senatorial District—Calhoun County.
Fred Ray Lybrand 1111 Quintard Avenue, Anniston 36201
Tenth Senatorial District—Lamar, Fayette, Pickens, Greene and Hale
Counties.
James A. Branyon, II P. O. Box 600, Fayette 35555
Eleventh Senatorial District—Tuscaloosa County.
Richard C. Shelby 406 First Federal Savings Building,
Tuscaloosa 35401
Twelfth Senatorial District—Jefferson County.
Place No. 1
Paschal P. "Pat" Vacca 929-30 Frank Nelson Building,
Birmingham 35203
Place No. 2
Tom King 1403 City Federal Bldg., Birmingham 35203
Place No. 3
John H. Hawkins, Jr. 1841 Montclair Dr., Birmingham 35216
Place No. 4
Richard Dominick 927 Brown Marx Bldg., Birmingham 35203
Place No. 5
Geo. Lewis Bailes, Jr. 621 Massey Bldg., Birmingham 35203
Place No. 6
Eddie Hubert Gilmore P. O. Box 546, Bessemer 35020

ROSTER OF THE SENATE OF ALABAMA—Continued

- Place No. 7
 Doug Cook 1620 Stonewall Dr., Birmingham 35226
- Thirteenth Senatorial District—Talladega, Clay and Cleburne Counties.
 Robert (Bobby) Weaver P. O. Box 394, Talladega 35160
- Fourteenth Senatorial District—Bibb, Perry and Dallas Counties.
 Walter C. Givhan Safford 36773
- Fifteenth Senatorial District—Shelby, Coosa, Chilton and Autauga Counties.
 Obie J. Littleton P. O. Box 1288, Clanton 35045
- Sixteenth Senatorial District—Tallapoosa, Elmore and Macon Counties.
 Robert H. Wilder P. O. Box 38, Dadeville 36853
- Seventeenth Senatorial District—Randolph, Chambers and Lee Counties.
 Don Horne 308 South 13th Avenue, Lanett 36863
- Eighteenth Senatorial District—Sumter, Marengo, Choctaw and Washington Counties.
 W. H. (Fat) Lindsey, III 126 S. Mulberry Avenue, Butler 36904
- Nineteenth Senatorial District—Wilcox, Clarke, Monroe and Conecuh Counties.
 Roland Cooper P. O. Box 220, Camden 36726
- Twentieth Senatorial District—Lowndes, Butler, Crenshaw and Covington Counties.
 E. C. (Crum) Foshee P. O. Box J, Red Level 36474
- Twenty-first Senatorial District—Montgomery County.
 Place No. 1
 J. J. (Junie) Pierce P. O. Box 485, Montgomery 36104
- Place No. 2
 W. Tom Jones 2193 Woodley Road, Montgomery 36111
- Twenty-second Senatorial District—Bullock, Pike, Coffee and Geneva Counties.
 L. L. Dozier P. O. Box 354, Troy 36081
- Twenty-third Senatorial District—Russell, Barbour and Henry Counties.
 James S. (Jimmy) Clark P. O. Box 71, Eufaula 36027
- Twenty-fourth Senatorial District—Mobile County.
 Place No. 1
 L. W. "Red" Noonan 161 McGregor Avenue, Mobile 36608
- Place No. 2
 Pierre Pelham 919 Dauphin Street, Mobile 36604
- Place No. 3
 Robert S. Edington 50 St. Emanuel Street, Mobile 36602
- Twenty-fifth Senatorial District—Baldwin and Escambia Counties.
 L. D. (Dick) Owen, Jr. P. O. Box 45, Bay Minette 36507
- Twenty-sixth Senatorial District—Houston and Dale Counties.
 Larry Register P. O. Box 1845, Dothan 36301